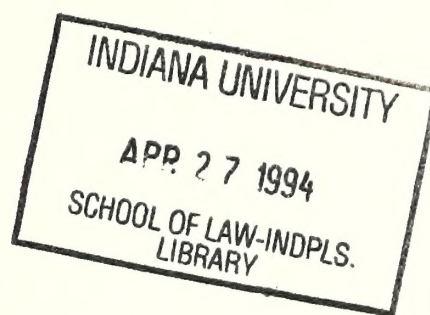




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JOURNAL OF PROCEEDINGS
OF THE
City-County Council
OF
INDIANAPOLIS-MARION COUNTY
State of Indiana
FROM
January 1, 1992 to December 31, 1992

Printed and Published Under the Authority of the
City-County Council of Indianapolis-Marion County



CITY-COUNTY OFFICIALS AND EXECUTIVE PERSONNEL

As of December 31, 1992

OFFICE OF THE MAYOR

Mayor Stephen Goldsmith
Senior Deputy Mayor Caterina Cregor
Deputy Mayor Nancy Silvers

Office of City Controller

City Controller James H. Steele, Jr.
Administrator, Purchasing Division Andrea Knox Gregg

Office of Corporation Counsel

Corporation Counsel Sue Beesley

Office of Youth and Family Services

Administrator John Thomas

CITY-COUNTY COUNCIL OFFICERS

President Beurt R. SerVaas
Vice President/Majority Leader Stephen R. West
Minority Leader Rozelle Boyd
Clerk of the Council Beverly Rippy
Assistant Clerk Vivian Demos
Assistant Clerk Peggy Stawick
General Counsel Robert G. Elrod
Chief Financial Officer Robert Wilkes
Research Director Max L. Moser
Office Manager Suellen Hart

CITY-COUNTY COUNCIL MEMBERS

First District Gordon G. Gilmer
Second District Beurt R. SerVaas
Third District William G. Schneider
Fourth District William A. Dowden
Fifth District Linda Beadling
Sixth District Elwood C. Black
Seventh District Stuart W. Rhodes
Eighth District Randy J. Shambaugh
Ninth District. . (Glenn Howard resigned 11/04/92). Monroe Gray, Jr.

Tenth District	Paul Jones
Eleventh District	Rozelle Boyd
Twelfth District	Betty M. Ruhmkorff
Thirteenth District	Cory O'Dell
Fourteenth District	Z. Mae Jimison
Fifteenth District	Mary B. Moriarty
Sixteenth District	Maggie M. Brents
Seventeenth District	Jeffrey Golc
Eighteenth District	Phillip Hinkle
Nineteenth District	Kenneth Giffin
Twentieth District	Timothy M. Mullin
Twenty-first District	Frank T. Short
Twenty-second District	Susan Williams
Twenty-third District	David Smith
Twenty-fourth District	Beulah A. Coughenour
Twenty-fifth District	Philip Borst
At Large	Carlton E. Curry
At Large	Ron Franklin
At Large. (David Brooks resigned 01/22/92)	W. Tobin McClamroch
At Large	Stephen R. West

COMMITTEES OF THE CITY-COUNTY COUNCIL

Committee on Committees

Beurt SerVaas, Chairman
Rozelle Boyd
Stephen West

Administration and Finance

Stuart Rhodes, Chairman
Elwood Black
Beulah Coughenour
Carlton Curry
Kenneth Giffin
Z. Mae Jimison
Betty Ruhmkorff
Randy Shambaugh
Frank Short

Community Affairs

Betty Ruhmkorff, Chairman
Elwood Black
Maggie Brents
Beulah Coughenour
Ron Franklin
Monroe Gray, Jr.
W. Tobin McClamroch
David Smith

Economic Development

Kenneth Giffin, Chairman
Ron Franklin
Paul Jones
Timothy Mullin
Betty Ruhmkorff
David Smith
Susan Williams

Metropolitan Development

Philip Borst, Chairman
Rozelle Boyd
Maggie Brents
Gordon Gilmer
W. Tobin McClamroch
Randy Shambaugh
David Smith
Susan Williams

Municipal Corporations

William Schneider, Chairman
Linda Beadling
Elwood Black
Carlton Curry
Jeffrey Golc
Phillip Hinkle
Cory O'Dell
Frank Short

Parks and Recreation

Cory O'Dell, Chairman
Kenneth Giffin
Monroe Gray, Jr.
Paul Jones
Timothy Mullin
Stuart Rhodes
William Schneider
Randy Shambaugh

Public Safety and Criminal Justice

William Dowden, Chairman
Philip Borst
Carlton Curry
Ron Franklin
Gordon Gilmer
Jeffrey Golc
Z. Mae Jimison
Mary Moriarty
William Schneider

Public Works

Beulah Coughenour, Chairman
Linda Beadling
Rozelle Boyd
Monroe Gray, Jr.
Phillip Hinkle
Paul Jones
W. Tobin McClamroch
Timothy Mullin
Stuart Rhodes

Rules and Public Policy

Carlton Curry, Chairman
Philip Borst
Rozelle Boyd
William Dowden
Beurt SerVaas
Frank Short
Stephen West

Transportation

Gordon Gilmer, Chairman
Linda Beadling
Maggie Brents
William Dowden
Phillip Hinkle
Mary Moriarty
Cory O'Dell
Susan Williams

CALENDAR OF SESSIONS OF THE CITY-COUNTY COUNCIL

January 06, 1992
January 27, 1992
February 10, 1992
February 24, 1992
March 16, 1992
April 06, 1992
April 27, 1992
May 11, 1992
May 26, 1992
June 08, 1992
June 22, 1992

July 20, 1992
August 03, 1992
August 24, 1992
September 08, 1992
September 21, 1992
October 12, 1992
October 26, 1992
November 09, 1992
November 23, 1992
December 14, 1992

CONSOLIDATED CITY DEPARTMENTS

DEPARTMENT OF ADMINISTRATION

Director Caterina Cregor

Administrative Services Division

City Controller James H. Steele, Jr.

Human Resources Division

Administrator .. (Carolyn O'Neil left 08/11/92) Beth O'Laughlin

Central Equipment Management Division

Administrator John McCorkhill

Equal Opportunity Division

Administrator Robert Ransom

Real Estate Services Division

Administrator Dan Kozlowski

Information Services Agency

Director. John Cox

DEPARTMENT OF METROPOLITAN DEVELOPMENT

Director Nancy Silvers

Division of Planning

Administrator Jon Meeks

Division of Financial Services

Administrator Dr. Ali Kahn

Division of Housing

Administrator Phyllis J. Griffith

Division of Neighborhood and Development Services

Administrator June Dugan

Historic Preservation Commission

Administrator David Baker

City Market

Administrator David W. Andrichik

DEPARTMENT OF PARKS AND RECREATION

Director. Leon Younger

Support Services Division

Administrator Robert Madden

Financial Services Division

Administrator Jeff Seipenstein

Marketing Services Division

Administrator Mark Howell

Recreation and Special Facilities Division

Administrator Patrick O'Toole

Natural Resources Division

Administrator Julie Jacob

Golf Services Division

Administrator Robert Reed Pryor

Eagle Creek Division

Administrator Charles Beard

DEPARTMENT OF PUBLIC WORKS

Director Barry S. Baer

Storm and Wastewater Management Division

Administrator Charles Bardonner

Solid Waste Management Division

Administrator Andrew Sims

Environmental Resources Management Division

Administrator Robert Holm

DEPARTMENT OF PUBLIC SAFETY

Director Michael E. Beaver

Animal Control

Administrator Matthew Schneider

Emergency Management

Acting Administrator Darren Klingler

Police Department

Chief James Toler

Deputy Chief, Administration Danny Overley

Deputy Chief, District Support Jack Sandlin

Deputy Chief, Professional Standards James E. Campbell

Fire Department

Chief Keith Smith

Assistant Chief Robert Zickler

Deputy Chief, Administration. (Louis Dezelan left 03/30/92) Jim Greeson

Weights and Measures

Administrator Gus Pappas

DEPARTMENT OF TRANSPORTATION

Director. . (Joseph C. Staehler left 01/31/92) E. Mitchell Roob

Asset Management Division

Administrator Greg Heneke

Operations Division

Administrator Robert Chapman

Finance and Administration Division

Administrator Michael J. Williams

MEMBERS OF OFFICIAL BOARDS

Capital Improvement Board

President James Dora
Vice President S. Henry Bundles, Jr.
Member William E. Bindley
Member David R. Frick
Member Michael G. Schaefer
Member John B. Smith
Member Marybeth Smith

Election Board

Chairman. . (W. Tobin McClamroch resigned 03/10/92) Murray Clark
Vice Chairman John Schwartz
Member Faye I. Mowery

Board of Greater Indianapolis Progress Committee

Chairman Joe Barnett
Executive Director Anne Shane

Board of Health & Hospital Corporation

President . . (Thomas C. Hasbrook retired 06/92) John Whelan
Vice Chairman C. Conrad Johnston, Jr.
Member Henry C. Bock
Member. . (William R. Brown resigned 04/06/92) Phil Pecar
Member Lula Journey
Member Randall D. Rogers
Member John M. Ross

Indianapolis Airport Authority

President Michael W. Wells
Vice President Gordon St. Angelo
Member Betty J. Johnson
Member Lawrence A. O'Connor, Jr.
Member Murvin S. Enders

DEPARTMENT OF ADMINISTRATION

City-County Administrative Board

Chairman Caterina Cregor
Member John von Arx
Member James H. Steele, Jr.
Member Ruby Miller
Member Ray Battey

License Review Board

Chairman. . (Richard Skiles resigned 06/22/92) Bradley Skolnik
Member. . . (Kenneth Kobe resigned 06/22/92) Cindy Beeman
Member. . . (Kiki McAlphine-Gaither resigned 06/22/92) Kris Butler

DEPARTMENT OF METROPOLITAN DEVELOPMENT

Board of Zoning Appeals, Division I

Chairman Charles Montgomery
Vice Chairman Alan Rutherford
Member Richard Davis
Member Cleothus Pate
Member Joanna Walker

Board of Zoning Appeals, Division II

Chairman Diane Liptack
Vice Chairman Mark Gibson
Member. . (William Hoffman resigned 02/21/92) Barbara Evans
Member Stephen Johnes
Member. Frank Russell

Board of Zoning Appeals, Division III

Chairman W. James Wood
Vice Chairman Robert Lugar
Member Mary Jane Klepek
Member Timothy Sexton
Member. . (Irene Heffley resigned 05/26/92) David Shirley

Indianapolis Historic Preservation Commission

President George W. Geib
Vice President Richard Guernsey
Member. . (James Bradford resigned 03/27/92) William Browne, Jr.
Member John R. Cox
Member. . (Dallas Daniels resigned 03/27/92) Josephine Weathers-Rogers
Member. . (Lesa Dietrick resigned 03/27/92) Lori Efroymsen
Member Ann E. Scheele
Member Robert LaRue
Member Amy MacDonell

Metropolitan Development Commission

President	James A. Wade, Jr.
Vice President	Michael Rodman
Member	Bill Brown
Member	James J. Curtis, Sr.
Member. . (Donnald Elliott resigned 5/11/92)	Jack Hall
Member	Lois Horth
Member	Mary Anne Mills
Member	Julie Scott
Member	Randolph L. Snyder

DEPARTMENT OF PARKS AND RECREATION

Board of Parks and Recreation

Chairman	Leon Younger
Member	Ray Irvin
Member	Sally Lanham
Member	Jesse Moore
Member	Milton Thompson

DEPARTMENT OF PUBLIC WORKS

Air Pollution Control Board

Chairman	Robert S. Daly
Member.	Dwight Boyd
Member	Dennis Gehlhausen
Member	Robert Hendren
Member	David W. Hoppock
Member	William Laque
Member	David Rees
Member	Ingrid Ritchie
Member	Brice Tressler

Board of Public Works

Chairman. . (W. Shassere resigned 2/10/92; R. Rodriguez resigned 3/9/92)	Barry Baer
Member	Tony Buford
Member	Jack Hall
Member	Arno Haupt
Member	Kenneth Hughes
Member. . (Karin Eastham resigned 11/02/92)	Tamara Hall

DEPARTMENT OF PUBLIC SAFETY

Police Merit Board

President Alan R. Kimbell
Member Edwin T. French, Jr.
Member Lerona J. Mitchell
Member Merrill Moores
Member Michael Morken
Member Larry Wallace

Fire Merit Board

President Ralph Winkler
Vice President Richard Harding
Member. . (Rudolph Hightower resigned 03/92) Pat Chastain
Member. Jose Antonio Cuevas
Member Ronald L. Cummings
Member C. Michael Pitts

Board of Public Safety

President Michael Beaver
Member Lesa Decker
Member Richard Dickinson
Member Rudolph Hightower
Member Elliott Nelson

DEPARTMENT OF TRANSPORTATION

Transportation Board

Chairman E. Mitchell Roob, Jr.
Member Holley Holmes
Member Howard Howe
Member. . (Francina Dlouhy resigned 04/07/92) Joe-Rene Hunter
Member. . (Rodney Bynum resigned 11/92) Walter Niemczura

MARION COUNTY OFFICIALS

County Assessor	Bernard J. Gohmann, Jr.
County Auditor	John von Arx
County Board of Review	Bernard J. Gohmann, Jr.
County Commissioner	Bernard J. Gohmann, Jr.
County Commissioner	John von Arx
County Commissioner	Mary A. Buckler
County Coroner	Dennis J. Nicholas, M.D.
County Jail Commander	Billy G. Romeril
County Prosecutor	Jeffrey Modisett
County Recorder	Joan Romeril
County Surveyor	Jack A. Irwin, L.S.
County Treasurer	Mary A. Buckler
County Sheriff	Joseph G. McAtee
County Inheritance Tax Department	Faye Santangelo
Central Law Library	Terri L. Ross
Cooperative Extension Service	Ned Kalb
Information Services Agency (ISA)	John Cox
Marion County Healthcare Center	Kenneth Adkins
Center Township Assessor	James P. Maley, Jr.
Decatur Township Assessor	Charles L. Coleman
Franklin Township Assessor	Clara L. Druen
Lawrence Township Assessor	Jack Graves
Perry Township Assessor	Mary K. Gillum
Pike Township Assessor	Marilyn M. Smith
Warren Township Assessor	Allen L. Durnil
Washington Township Assessor	Richard L. Cunningham
Wayne Township Assessor	Charles R. Spears
Clerk of the Circuit Court	Faye I. Mowery
Circuit Court	John M. Ryan
Criminal Court 1	Paula E. Lopossa
Criminal Court 2	Webster L. Brewer
Criminal Court 3	John R. Barney, Jr.
Criminal Court 4	Patricia J. Gifford
Criminal Court 5	Gary L. Miller
Criminal Court 6	Carr Darden
Juvenile Court	James W. Payne
Presiding Judge, Municipal Court	Evan Goodman
Probate Court	Charles J. Deiter
Superior Court 1	Anthony J. Metz III
Superior Court 2	Kenneth H. Johnson
Superior Court 3	Patrick L. McCarty
Superior Court 4	Cynthia J. Ayers
Superior Court 5	James S. Kirsch
Superior Court 6	John F. Hanley
Superior Court 7	Gerald S. Zore
Criminal Court Probation	Stephen Wills

History of the Common Council of the City of Indianapolis

Indianapolis was established as a town in 1821. It was at this time that a commission, appointed by the legislature, selected this location as a site for a seat of government of the State of Indiana.

The town of Indianapolis conducted its affairs pursuant to the general laws of the state until 1832. In this year the town was incorporated and was governed by a board of five trustees.

In 1838, pursuant to a special act of the legislature, Indianapolis was reincorporated and placed in the hands of its first town council composed of a president and six members.

The Common Council continued in a large measure to control the affairs of Indianapolis as a town and as a city under various so-called charters or grants of the legislature until 1891.

Under a special act of the legislature of 1891 for the city of Indianapolis, a somewhat different form of government was established. While the council continued to exercise broad control over the city's affairs, various executive departments of the city were provided such as Public Works, Public Safety, Public Parks and Public Health, and were conducted by boards appointed by the mayor. These boards were granted specific powers and duties concerning the city's business previously exercised by the council through committees subject, however, in some cases to approval of the council in all matters of expenditure of money and appropriation of funds by the council.

For some time prior to 1891 the city of Indianapolis was divided into 25 wards represented by 25 ward councilmen. Their term of office was two years and they were eligible for re-election. At this time there was also a separate body operating in conjunction with the council called the Board of Aldermen, composed of ten aldermen representing five aldermanic districts, two being elected from each district.

Under the 1891 act, the Board of Aldermen was abolished and a common council of 21 members was established. Fifteen members were elected to represent 15 wards and six members were elected to represent the city at large.

This form of council continued to exist in Indianapolis under the general cities and towns act of 1905. The act of 1905, while often referred to as the Indianapolis Charter, is very largely a re-enactment of the 1891 Indianapolis Charter, modified to make the Indianapolis system applicable to all classes of cities of the state. The 1905 law increased the term of mayor and councilman to four years and prohibited re-election.

In 1909 a novel councilmanic law for Indianapolis alone was passed by the legislature. That law limited the number of councilmen to nine. The law provided for the nomination of six candidates by each party, one from each of six councilmanic districts. In the election all of the voters of the city could vote for any nine candidates and the nine receiving the highest number of votes were elected. This law insured a minority representation in the council of at least three members. In 1949 the legislature amended the statutes to permit councilmen to succeed themselves.

History of the City-County Council of the City of Indianapolis

In 1969 the legislature enacted a law, popularly known as the "Unigov Act," which consolidated the city and county into one governmental unit. The act further provided for the creation of an interim City-County Council which served as the legislative body for the city and county until the new twenty-nine member council was elected in November 1971 and took office in January of 1972.

The council is composed of twenty-five members elected from single member districts and four members elected to at-large by voters of the entire county.

Unified Government of Indianapolis-Marion County is an attempt to make metropolitan government simpler, more functional and more responsive to citizens' needs. Under the new structure, six major departments replaced the more than sixty which were in existence previously.

EXECUTIVE HEADS OF THE CITY OF INDIANAPOLIS UNDER VARIOUS FORMS OF ORGANIZATION

PRESIDENTS OF BOARDS OF TRUSTEES

Henderson, Samuel	October 12, 1832 to September 30, 1833
Edgar, James (resigned as Trustee)	September 30 to December 9, 1833
Blythe, Benjamin I.	March 7, 1834 to February 14, 1835
Morrison, Alexander F.	February 14 to October 2, 1835
Palmer, Nathan B.	October 2, 1835 to April 13, 1836
Lockerbie, George	April 13, 1836 to April 4, 1837
Soule, Joshua	April 3, 1837 to April 2, 1838

PRESIDENTS OF TOWN COUNCIL

Morrison, James	1838 to 1839
Palmer, Nathan B.	1839 to 1840
Coburn, Henry P.	1840 to 1841
Sullivan, William (resigned November 12, 1841)	1841
Culley, David V.	1841 to 1844; 1850 to 1853
Wilson, Lazarus B.	1844 to 1845
Levy, Joseph A.	1845 to 1847
Rooker, Samuel S. (resigned November 1, 1847)	1847
Cady, Charles W.	1847 to 1848

MAYORS

Henderson, Samuel	1847 to 1849
Newcomb, Horatio C. (resigned November 7, 1851)	1849 to 1851
Scudder, Caleb	1851 to 1854
McCready, James	1854 to 1856
West, Henry F. (died November 8, 1856)	1856
Coulon, Charles (to fill vacancy until November 22, 1856)	1856
Wallace, William John (resigned May 3, 1858)	1856 to 1858
Maxwell, Samuel D.	1858 to 1863
Caven, John	1863 to 1867; 1875 to 1881
Macauley, Daniel	1867 to 1873
Mitchell, James L.	1873 to 1875
Grubbs, Daniel W.	1881 to 1884
McMaster, John L.	1884 to 1886
Denny, Caleb S.	1886 to 1890
Sullivan, Thomas L.	January 1, 1890 to October 12, 1893
Denny, Caleb S.	October 12, 1893 to 1895
Taggart, Thomas	October 10, 1895 to 1901
Bookwalter, Charles A.	October 10, 1901 to 1903
Holtzman, John W.	October 15, 1903 to 1905

Bookwalter, Charles A.	1905 to 1909
Shank, Samuel Lewis (resigned November 28, 1913)	1910 to 1913
Wallace, Harry R.	1913
Bell, Joseph E.	1914 to 1917
Jewett, Charles W.	1918 to 1921
Shank, Samuel Lewis	1922 to 1925
Duvall, John L. (disqualified September 22, 1927)	1926 to 1927
Slack, L. Ert	1927 to 1929
Sullivan, Reginald H.	1930 to 1934
Kern, John W. (resigned September 2, 1937)	1935 to 1937
Boetcher, Walter C.	1937 to 1938
Sullivan Reginald H.	1939 to 1942
Tyndall, Robert H. (died July 9, 1947)	1943 to 1947
Denny, George L	1947
Feeney, Al G. (died November 12, 1950)	1948 to 1950
Bayt, Phillip L. (resigned November 24, 1951)	1950 to 1951
Emhardt, Christian J.	1951
Clark, Alex M.	1952 to 1956
Bayt, Phillip L. (resigned December 31, 1958)	1956 to 1958
Boswell, Charles H. (resigned August 6, 1962)	1959 to 1962
Losche, Albert H.	1962 to 1963
Barton, John J.	1964 to 1968
Lugar, Richard G.	1968 to 1975
Hudnut, William H. III	1976 to 1991
Goldsmith, Stephen	1992

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 6, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:16 p.m. on Monday, January 6, 1992, with Councillor SerVaas presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Brooks, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc introduced Mr. and Mrs. Ross Fane, who were present with members of their westside Boy Scout Troop.

ORGANIZATION OF COUNCIL

Selection of Temporary Presiding Officer

The President asked for consent for Robert G. Elrod, Parliamentarian, to act as the temporary chairman of the meeting. Consent was given. The President passed the gavel to Mr. Elrod.

Ratification of Rules and Meeting Dates

Councillor Giffin moved, seconded by Councillor Rhodes, to ratify the rules of the Council as set forth in General Ordinance No. 68, 1989, as amended, and to ratify Council Resolution No. 60, 1991 setting the schedule of Council meeting dates for 1992. This motion passed by unanimous voice vote.

Election of Officers

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Giffin nominated Councillor SerVaas for President. Councillor Curry seconded the nomination. Councillor Giffin moved, seconded by Councillor Howard, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod opened the floor for nominations for Vice President. Councillor Borst nominated Councillor West for Vice President, seconded by Councillor Gilmer. Councillor Giffin moved, seconded by Councillor Curry, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor West as Vice President.

Councillor Boyd stated that he looks forward to working with both the President and Vice President during this challenging period.

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Rhodes nominated Beverly S. Rippy for Clerk of the Council, seconded by Councillor Ruhmkorff. Councillor Giffin moved, seconded by Councillor Curry, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Beverly S. Rippy as Clerk of the Council.

Certification of Caucus Leaders

Mr. Elrod stated that he has certifications that Councillor West has been selected as the leader of the Republican Caucus and Councillor Boyd has been selected as leader of the Democrat Caucus.

Mr. Elrod returned the gavel to President SerVaas.

OFFICIAL COMMUNICATIONS

The President introduced Stephen Goldsmith, the newly elected Mayor of the City of Indianapolis, who stated that his administration is in the process of making changes; and he asked for the Council's cooperation during this period. He introduced the following members of his administration who he hopes the Council will confirm: Robert Wood, Acting Senior Deputy Mayor; Michael Beaver, Director, Department of Public Safety; James Steele, Jr., City Controller; and E. Mitchell Roob, Jr., Director, Department of Transportation.

The President called for the reading of Official Communications. The Clerk read the following:

January 6, 1992

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 6, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

December 10, 1991

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 12, 1991, a copy of LEGAL NOTICE of General Ordinance Number 131, 1991.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

December 30, 1991

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 2, 1991, a copy of LEGAL NOTICE of General Ordinance Numbers 135, 136 and 137, 1991.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 88, 1991, approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the Welfare General Fund ("Funds") during the period January 1, 1992, through December 31, 1992, in anticipation of current taxes levied in the year 1991 and collectible in the year 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of the Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 89, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Seven Hundred Six Thousand Dollars (\$706,000) in

the City Cumulative Capital Development Fund for purposes of the Department of Metropolitan Development, Economic and Housing Development, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 90, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the County General Fund for purposes of the County Treasurer and reducing certain other appropriations for that agency.

GENERAL ORDINANCE NO. 135, 1991, adopting new Vacant Building Standards for vacant buildings, adopting a new Chapter 537 of the Revised Code of the Consolidated City, superseding and repealing Chapter 14 of the Code of Indianapolis and Marion County.

GENERAL ORDINANCE NO. 136, 1991, amending the Code of Indianapolis and Marion County, Indiana, Chapter 23, Article I.

GENERAL ORDINANCE NO. 137, 1991, amending the Code of Indianapolis and Marion County by amending Chapter 2, Division 5, and Chapter 23, Article VI, to change the composition and procedures of the Marion County Job Classification and Compensation Board.

GENERAL ORDINANCE NO. 138, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 139, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 140, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 141, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 142, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 143, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 144, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 145, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 146, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 147, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 148, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 149, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 150, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 151, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Section 283, Parking meter zones designated; and Section 29-294, When time limits and charges shall be in effect.

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GENERAL ORDINANCE NO. 152, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets, and Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

GENERAL ORDINANCE NO. 153, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 154, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 155, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys.

GENERAL ORDINANCE NO. 156, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 157, 1991, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 15, 1991, ratifying a project agreement entered into by the City of Indianapolis, the State of Indiana, the Indianapolis Airport Authority and United Airlines, Inc.; approving the expansion of the Airport Industrial Economic Development Area; approving the execution of a lease between the Metropolitan Development Commission and the Marion County Convention and Recreational Facilities Authority of a property interest in a facility to be constructed, acquired and equipped in the airport development zone by United Airlines, Inc. and the Indianapolis Airport Authority; approving the issuance of bonds by the Facilities Authority to finance such property interest; pledging the City's and Marion County's respective distributive shares of the Marion County Option Income Tax, and dedicating new airport-related revenues to be paid to the City by the Airport Authority, to the payment of lease rentals by the Metropolitan Development Commission; expressing its current intent to consider annual appropriations to debt service reserve funds of The Indianapolis Local Public Improvement Bond Bank; and related matters associated therewith.

SPECIAL ORDINANCE NO. 16, 1991, authorizing the City of Indianapolis to issue its Variable Rate Economic Development Revenue Bonds, Series 1991 A (Hooverwood Project) in the aggregate principal amount of Two Million Dollars (\$2,000,000) and its Fixed Rate Economic Development Revenue Bonds, Series 1991 B (Hooverwood Project) in the aggregate principal amount of Four Million Dollars (\$4,000,000), and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 17, 1991, authorizing the City of Indianapolis to issue its Exempt Facility Revenue Bonds, Series 1991 (Mid-America Energy Resources, Inc. Project), in the aggregate principal amount of Nine Million Five Hundred Thousand Dollars (\$9,500,000), and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 106, 1991, recognizing James H. Cox.

SPECIAL RESOLUTION NO. 107, 1991, recognizing Franz Arthur Strong.

SPECIAL RESOLUTION NO. 108, 1991, recognizing the public service of Councillor Richard F. Clark.

SPECIAL RESOLUTION NO. 109, 1991, recognizing the public service of Councillor Dwight L. Cottingham.

SPECIAL RESOLUTION NO. 110, 1991, recognizing the public service of Councillor Harold Hawkins.

SPECIAL RESOLUTION NO. 111, 1991, recognizing the public service of Councillor Holley M. Holmes.

SPECIAL RESOLUTION NO. 112, 1991, recognizing the public service of Councillor Ray R. Irvin.

SPECIAL RESOLUTION NO. 113, 1991, recognizing the public service of Councillor David P. McGrath.

SPECIAL RESOLUTION NO. 114, 1991, recognizing the public service of Councillor Beverly Mukes-Gaither.

SPECIAL RESOLUTION NO. 115, 1991, recognizing the public service of Councillor Julius F. Shaw.

SPECIAL RESOLUTION NO. 116, 1991, recognizing the public service of Councillor John Solenberg.

SPECIAL RESOLUTION NO. 117, 1991, recognizing the public service of Councillor Diana V. Strader.

SPECIAL RESOLUTION NO. 119, 1991, extending and making permanent the White River Improvement Task Force, changing the name of the Task Force to the White River Greenway Development Committee, and providing that Task Force members continue to serve until their successors are appointed.

SPECIAL RESOLUTION NO. 121, 1991, amending City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 122, 1991, amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 123, 1991, amending City-County Special Resolution No. 43, 1991, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 124, 1991, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully,
s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of December 9, 1991. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 11, 1992. This proposal, sponsored by Councillors Giffin, Brents, Curry, Golc, Hinkle and Shambaugh, congratulates Ben Davis High School for winning the Indiana High School Athletic Association's Class 5A Football State Championship. Councillor Giffin read the resolution and presented a framed document to Coach Dick Dullaghan, who expressed appreciation for the recognition. Copies were also presented to the team members and assistant coaches. Councillor Giffin moved, seconded by Councillor Hinkle, for adoption. Proposal No. 11, 1992 was adopted by unanimous voice vote.

Proposal No. 11, 1992 was retitled SPECIAL RESOLUTION NO. 1, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1992

A SPECIAL RESOLUTION congratulating Ben Davis High School.

WHEREAS, the Ben Davis High School Giants won the Indiana High School Athletic Association's Class 5A football State Championship on November 30, 1991, by defeating Penn High School by a score of 38-14; and

WHEREAS, this victory marks the Giants fourth football state championship in the last five years; and

WHEREAS, the Ben Davis Giants with a 1991 record of 14-0 was ranked the number one high school football team in the nation; now, therefore:

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Ben Davis High School's entire winning team, and recognizes its contributing seniors: Charles Alexander, Dan Brock, Malcolm Butler, Butchie Harris, Stephen Holman, Brian Holtgrave, Chris Ings, Larry Langlois, Zach Leslie, James Long, Bill McAuley, Chris Patchon, Ray Payton, Jim Schutte, Tony Smith, Tom Tremaine, Keith Walton, Dee Wilkerson, Manager Dan McDonald, and Trainers Erica Hays and Jake Herman.

SECTION 2. The Council extends special recognition and congratulations to senior Chris Ings for earning the 1991 Phil Eskew Mental Attitude Award, and for being selected by Indiana football coaches as a member of the Academic All-State Football Team.

SECTION 3. The Council further recognizes Ben Davis Giants head coach Dick Dullaghan and assistant coaches Terry Taphorn, Steve Purichia, Scott Williams, Kevin Britt, Mike Davidson, Burt Austin and David George.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 12, 1992. This proposal, sponsored by Councillors Curry and Gilmer, recognizes Harry E. Eakin. Councillor Curry read the resolution and presented a framed document to Mr. Eakin, who expressed appreciation for the recognition. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 12, 1992 was adopted by unanimous voice vote.

Proposal No. 12, 1992 was retitled SPECIAL RESOLUTION NO. 2, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1992

A SPECIAL RESOLUTION recognizing Harry E. Eakin.

WHEREAS, Harry E. Eakin moved from Spencer, Indiana, to Speedway in 1936 as a young man, and after serving in the United States Army Air Force during World War II, settled in to a career in insurance and in community service; and

WHEREAS, Mr. Eakin advanced professionally from being an insurance agent, through agency vice president, to serving four years as the Indiana Insurance Commissioner; and

WHEREAS, his public service includes being the Speedway Police Commissioner, Speedway Town Board President, Marion County Auditor from 1978 to 1985, Deputy Director of the Indianapolis Department of Public Safety in 1988 and 1989, and Senior Deputy Mayor of Indianapolis in 1990 and 1991 -- during which he sometimes served as Mayor-in-Charge; and

WHEREAS, Mayor Eakin was President of the Speedway and Indiana Jaycees, and has been active in the Columbia Club, Masons, Shrine, Scottish Rite, the Lions Club, "500" Old Timers Club, the American Legion, and the Speedway Christian Church; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Harry E. Eakin for a lifetime of dedicated service to the town of Speedway, to the city of Indianapolis and to the state of Indiana.

SECTION 2. Harry Eakin is characterized as being extremely affable, very generous with a smile, and as a competent and caring human being.

SECTION 3. The Council extends its best wishes to Harry, to his wife Dortha ("Toni") and to their family.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1992. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning electronic welfare benefits transfers"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 2, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$275,000 in the Recorder's Records Perpetuation Fund for the County Recorder to finance first-year document imaging costs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 3, 1992. Introduced by Councillors SerVaas, Coughenour, Dowden, Schneider and West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating a public defender board and agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 4, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$450,500 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 5, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$297,206 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 6, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating a Court Violations Bureau administrative fee and fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 7, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$299,042 for the Presiding Judge of the Municipal Court to pay the operating costs of the Court Violations Bureau and reducing the budget of the County Clerk"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 8, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$11,500 for the Sheriff to continue the salary of one part-time employee who is assisting with the Child Abuse Awareness Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 9, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$411,343 for the Sheriff to pay the salary of an additional dispatcher and contracting with Rural Fire Corporation to provide fire emergency dispatching"; and the President referred it to the Public Safety and Criminal Justice Committee.

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PROPOSAL NO. 10, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through an Indiana Criminal Justice Institute grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 13, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 22, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE making the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 14-16, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 3, 1992". Councillor Ruhmkorff moved that Proposal No. 14, 1992 be scheduled for a public hearing:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 14, 1992 (Rezoning Petition No. 91-Z-37) be scheduled for a hearing before this Council at its next regular meeting on January 27, 1992 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ Betty Ruhmkorff
Councillor

By Consent the motion was adopted. Proposal No. 14, 1992 is identified as follows:

91-Z-137 (AMENDED) WARREN TOWNSHIP COUNCILMANIC DISTRICT #12.
7702 EAST 30TH STREET, INDIANAPOLIS.

MICHAEL L. and JEAN RANSBURG OLSON, by Philip A. Nicely, requests the rezoning of 68.0 acres, being in the D-4 and D-A Districts, to the I-2-S classification to provide for industrial development.

[Clerk's Note: Proposal No. 16, 1992 was withdrawn.]

The Council did not schedule Proposal No. 15, 1992 for hearing pursuant to IC 36-7-4-608. Proposal No. 15, 1992 was retitled REZONING ORDINANCE NO. 1, 1992 and is identified as follows:

REZONING ORDINANCE NO. 1, 1992. 91-Z-152. PIKE TOWNSHIP
COUNCILMANIC DISTRICT # 01.

5610 MOLLER ROAD (Approximate Address), INDIANAPOLIS.

MARTHA M. FULTS, by Michael D. Keele, requests the rezoning of 8.634 acres, being in the D-A District, to the D-2 classification to provide for single-family development.

PROPOSAL NOS. 17-21, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 3, 1992". The Council did not schedule Proposal Nos. 17-21, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 17-21, 1992 were retitled REZONING ORDINANCE NOS. 3-7, 1992 and are identified as follows:

REZONING ORDINANCE NO. 3, 1992. 91-Z-155 (AMENDED) FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #13.
5124 EAST STOP ELEVEN ROAD, INDIANAPOLIS.
KENT A. SMITH and JOYCE Y. SMITH, by Michael J. Kias, request the rezoning of 0.124 acre, being in the D-A District, to the C-S classification to provide for a veterinary clinic and uses permitted in the C-3 and C-1 Districts.

REZONING ORDINANCE NO. 4, 1992. 91-Z-164 DECATUR TOWNSHIP
COUNCILMANIC DISTRICT #19.
5520 SOUTH HIGH SCHOOL ROAD (Approximate Address), INDIANAPOLIS.
JOSEPH W. HARRICK requests the rezoning of 39.80 acres, being in the D-A District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 5, 1992. 91-Z-172 PERRY TOWNSHIP
COUNCILMANIC DISTRICT #24.
4950 EAST THOMPSON ROAD (Rear, Approximate Address), INDIANAPOLIS.
2ND MANAGEMENT COMPANY INC., by Ray Good, requests the rezoning of 4.25 acres, being in the C-4 District, to the D-5 classification to provide for residential development by platting.

REZONING ORDINANCE NO. 6, 1992. 91-Z-173 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT # 21.
2530 WEST MORRIS STREET (Approximate Address), INDIANAPOLIS.
CONTINENTAL LUMBER COMPANY, by Stephen D. Mears, requests the rezoning of 10.75 acres, being in the C-4 and D-5 Districts, to the C-7 classification to provide for commercial development.

REZONING ORDINANCE NO. 7, 1992. 91-Z-175 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT #17.
3635 WEST 16TH STREET (Approximate Address), INDIANAPOLIS.
CHESTER and DOROTHY TURNER request the rezoning of 0.44 acre, being in the D-5 District, to the C-4 classification to provide for commercial development.

ANNOUNCEMENTS AND ADJOURNMENT

Mr. Elrod read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 91-Z-137, Council Proposal No. 14, 1992, at its next regular meeting on January 27, 1992, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 68 acres at 7702 East 30th Street from D-4 and D-A to I-2-S to provide for industrial development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:20 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of January, 1992.

January 6, 1992

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt Serwaas

President

ATTEST:

Barry J. Haggerty

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JANUARY 27, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, January 27, 1992, with Councillor SerVaas presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
[Clerk's Note: Councillor Brooks had resigned, and a successor had not been selected.]

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coughenour introduced Katherine and Anna Magill, two young students who worked at the polls during the last election; Robert Coughenour, her husband; and Lucille Wright-Saylor, Mr. Coughenour's cousin from Valparaiso, Indiana.

Councillor O'Dell introduced James Peterson, acting director of the Department of Parks and Recreation. He is a retired professor emeritus for the Department of Parks and Recreation at Indiana University. Mr. Peterson stated that he is helping the City locate a new director for the Department of Parks and Recreation.

Councillor Gilmer introduced his neighbors Mr. and Mrs. Tom Ransburg.

Councillor Howard introduced Mary Artist, Linda Ellis, Sue Shively and Virginia Cathings, residents from the fifth and sixth wards.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 27, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

January 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 16, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 2, 4, 5, 7, 8, 9, 10 and 14, 1992, to be held on Monday, January 27, 1991, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 1, 1992, congratulating Ben Davis High School.

SPECIAL RESOLUTION NO. 2, 1992, recognizing Harry E. Eakin.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

January 27, 1992

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of January 6, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 36, 1992. This proposal, sponsored by Councillors Moriarty and Mullin, congratulates Scecina football state champions. Councillor Moriarty read the resolution and presented framed documents to team members and coaches. Coach Ott Hurrle expressed appreciation for the recognition. Councillor Moriarty moved, seconded by Councillor Mullin, for adoption. Proposal No. 36, 1992 was adopted by unanimous voice vote.

Proposal No. 36, 1992 was retitled SPECIAL RESOLUTION NO. 3, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1992

A SPECIAL RESOLUTION congratulating Scecina football state champions.

WHEREAS, the Scecina Memorial High School Crusaders won its second in a row Indiana High School Athletic Association's Class 2A football state championship on November 29, 1991, by defeating Fort Wayne Bishop Luers High School 20-17; and

WHEREAS, the 1991 Crusaders' 11-3 record marked the most wins of any Scecina football team in the school's 39 year history; and

WHEREAS, a positive attitude and a winning self-confident spirit by the players contributed to the team's success; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Scecina Memorial High School's entire winning team, and specifically recognizes its varsity letter winners: Seniors Mike Anderson, Jim Cherundolo, Brian Fields, Sean Frazer, Toby Jacobs, Jon Pfeiffer, Matt Sandifer, Kevin Vanover, Mike White, Dan Zimmerman and underclassmen Mike Felts, Jeremy Helms, Chris Jacobs, Chris Phillips, Casey Richardson, Virgil Weaver and Phil Young.

SECTION 2. The Council salutes senior Mike White who tied a state championship game record with his two interceptions, senior Toby Jacobs for earning the 1991 Phil Eskew Mental Attitude Award, and seniors Jim Cherundolo, Toby Jacobs and Jon Pfeiffer for being selected as members of the Academic All-State Football Team.

SECTION 3. The Council further recognizes and congratulates Scecina Principal, Larry Neidlinger; Athletic Director, Ron Huck; Chaplain, Reverend Karl Miltz; Athletic Trainers, Angie Therber and Lynn Neiers; and Coaches, Dennis Davis, Harold Green, John Horan, Ott Hurrle, K.C. Leffler, Bob McCoy, Courtney Scott and Joe Therber.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 37, 1992. This proposal, sponsored by Councillor Smith, recognizes Franklin Township School's CPR heroes. Councillor Smith read the resolution and presented framed documents to Dan Disney, who expressed appreciation for the recognition. Councillor Smith moved, seconded by Councillor Short, for adoption. Proposal No. 37, 1992 was adopted by unanimous voice vote.

Proposal No. 37, 1992 was retitled SPECIAL RESOLUTION NO. 4, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1992

A SPECIAL RESOLUTION recognizing Franklin Township Schools CPR heroes.

WHEREAS, on December 2, 1991, the Franklin Township High School Chamber Choir was performing a madrigal Christmas concert for a group of retirees; and

WHEREAS, during the concert a retiree in the audience slumped over, went to the floor, turned a purple color and appeared to have lost her heartbeat; and

WHEREAS, immediately two choir members, Dan Disney and Gary Mountjoy, along with choir director Rebecca Noot, rushed to aid the victim; and

WHEREAS, while 911 was being called, the students and teacher applied chest compressions, mouth-to-mouth resuscitation, timing counts and other CPR techniques until the ambulance arrived; and

WHEREAS, because the CPR training which was learned earlier in the school year was well executed to treat the heart attack victim, that retiree is now home from the hospital and is recovering well; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Franklin Central High School students Dan Disney and Gary Mountjoy, and choir director Rebecca Noot, for their calm and composed professional-like administration of CPR to a heart attack victim during a concert performance on December 2, 1991.

SECTION 2. The Council additionally commends Franklin Central High School for adding CPR to its health class curriculum this school year; the payback to the Franklin Township community is already evident.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 38, 1992. This proposal, sponsored by Councillors Curry, Giffin, Hinkle and Shambaugh, concerns Charles Bogden. Councillor Curry read the resolution and presented framed documents to Mr. Bogden's widow and two sons. Mrs. Bogden expressed appreciation for the recognition. Councillor Curry moved, seconded by Councillor Hinkle, for adoption. Proposal No. 38, 1992 was adopted by unanimous voice vote.

Proposal No. 38, 1992 was retitled SPECIAL RESOLUTION NO. 5, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1992

A SPECIAL RESOLUTION concerning Charles Bogden.

WHEREAS, Charles Bogden, who passed from this earthly life on January 7, 1992, was extremely involved in his beloved Wayne Township community for many decades; and

WHEREAS, known as "Mr. Wayne Township", he was a member of the Wayne Township Volunteer Fire Department for 40 years (beginning with Company 5 at Mickleyleville), was President for over 20 years of the Wayne Township Republican Club--the world's largest Republican Club, was a Republican precinct committeeman for more than 40 years, was an elected member of the Wayne Township Board, an honorary state fire marshal, active in the Westbrook Church of the Nazarene, was a charter member of the Southwest Multi-Service Center of the Community Centers of Indianapolis, and was active in the 40 West Professional and Business Club, the Indiana Township Association, the Ben Davis Lions Club and the Variety Club International; and

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WHEREAS, Mr. Bogden generously gave of his time and talents to help make the west side of Indianapolis a better place in which to live and to raise a family; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council respectfully pauses to remember the life of "Mr. Wayne Township", Charles Bogden.

SECTION 2. Few people ever really become "legends" in their own time, but Charlie Bogden was in fact just such a legend.

SECTION 3. The Council extends its heartfelt sympathy to Mr. Bogden's widow, Martha Louise; and to their sons, Charles "Butch" and Dennis.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 39, 1992. This proposal, sponsored by Councillor Beadling, recognizes Jerry Daniels and the Ink Spots. Councillor Beadling read the resolution and presented a framed document to Mr. Daniels, who expressed appreciation for the recognition. Councillor Beadling moved, seconded by Councillor Black, for adoption. Proposal No. 39, 1992 was adopted by unanimous voice vote.

Proposal No. 39, 1992 was retitled SPECIAL RESOLUTION NO. 6, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1992

A SPECIAL RESOLUTION recognizing Jerry Daniels and the Ink Spots.

WHEREAS, Jerry Daniels, an Indianapolis native, along with three others in the early 1930's formed the Ink Spots -- one of the greatest and widely known harmony singing groups of the era; and

WHEREAS, Mr. Daniels became especially interested in music when at school he noticed that students could get out of class while taking music lessons and performing; and

WHEREAS, after school, Daniels sang with neighborhood pals, coffee-pot bands, in vaudeville theaters and later appeared on radio in Indianapolis, Cleveland and Cincinnati; and

WHEREAS, already popular in the Midwest, the group went to New York City where they first took the name Ink Spots because someone else there already claimed the quartet's earlier name, and appeared on radio, in live theater, movie shorts, on phonograph records and later toured Europe; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Indianapolis native Jerry Daniels, one of the founders, and the last surviving member, of the original Ink Spots singing group.

SECTION 2. The Council thanks this talented native son for offering such beautiful and entertaining music to the people of this city and to the world for well over a half century.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 40, 1992. This proposal, sponsored by Councillors Borst and O'Dell, recognizes Myron (Mike) D. Higbee. Councillor Borst read the resolution and presented a framed document to Mr. Higbee, who expressed appreciation for the recognition.

Councillor Borst moved, seconded by Councillor O'Dell, for adoption. Proposal No. 40, 1992 was adopted by unanimous voice vote.

Proposal No. 40, 1992 was retitled SPECIAL RESOLUTION NO. 7, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1992

A SPECIAL RESOLUTION recognizing Myron (Mike) D. Higbee.

WHEREAS, Myron (Mike) D. Higbee served as Director of the Indianapolis Department of Metropolitan Development from November, 1986, through December, 1991; and

WHEREAS, he came to the department in 1980 as an economic development project specialist, and rapidly was asked to assume progressively more responsibilities in this UNIGOV department; and

WHEREAS, during Mr. Higbee's years with the Department of Metropolitan Development, the city and department experienced some of the most dynamic activities in history; and

WHEREAS, during that period comprehensive neighborhood plans were updated, the department played a key role in several major job-producing industrial expansions, the Circle Centre Mall redevelopment project was approved, the Canal Redevelopment Project for commercial and residential improvement was begun, the new billion dollar United Airlines Maintenance Hub was negotiated, as well as other initiatives that were successfully accomplished during his eleven years with the department; and

WHEREAS, Mike Higbee attended Southern Illinois University, and is a graduate of Purdue University; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Myron (Mike) D. Higbee for his outstanding service to the city of Indianapolis from 1980 through 1991.

SECTION 2. Through his leadership, and the dedicated work of his staff, this community has enjoyed many nationally recognized accomplishments; as well as a host of more mundane, but far reaching, achievements in the areas of code enforcement, abandoned buildings legislation and ongoing professional neighborhood planning.

SECTION 3. The Council wishes Mike Higbee well in his future endeavors.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 41, 1992. This proposal, sponsored by Councillors Gilmer, Smith and Williams, honors Joseph Staehler. Councillor Gilmer read the resolution and presented a framed document to Mr. Staehler, who expressed appreciation for the recognition. Also present were Mr. Staehler's wife and son. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 41, 1992 was adopted by unanimous voice vote.

Proposal No. 41, 1992 was retitled SPECIAL RESOLUTION NO. 8, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1992

A SPECIAL RESOLUTION concerning Joseph C. Staehler.

WHEREAS, after a successful twenty-five years profession in the U.S. Army Corps of Engineers where he was responsible for buildings, bridges, power plants, roads and numerous other properties, Colonel Joseph C. Staehler began his second career in 1985 as the Deputy Director for Street Engineering and Maintenance in the Indianapolis Department of Transportation; and

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WHEREAS, two years later he was appointed Director of the Department; and

WHEREAS, as Director, Mr. Staehler was responsible for the department's 463 employees; its \$50 million annual budget; and for maintaining and improving the city's 3,100 miles of streets, 18,500 intersections, and 477 bridges; and

WHEREAS, Mr. Staehler reorganized the department to become more responsive to its customer citizens, created business-like competition both within the department and with outside contractors, formed street preventative maintenance teams, graded managers upon how efficiently they handled taxpayers money, improved the department's computer, and initiated computerized weather forecasting along with road temperature sensors to more efficiently dispatch snow and ice removal crews; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Joseph C. Staehler for his pioneering and innovative work as Director of the Indianapolis Department of Transportation.

SECTION 2. The Council wishes Colonel Staehler the best of success in his third employment career; and much happiness in his avocations of hunting, fishing, gardening and being active in Franklin Township civic activities.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 42, 1992. This proposal, sponsored by Councillors West and Beadling, recognizes Chief Joseph D. Kimbrew. Councillor West read the resolution and presented a framed document to Chief Kimbrew, who expressed appreciation for the recognition. Councillor West moved, seconded by Councillor Beadling, for adoption. Proposal No. 42, 1992 was adopted by unanimous voice vote.

Proposal No. 42, 1992 was retitled SPECIAL RESOLUTION NO. 9, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1992

A SPECIAL RESOLUTION recognizing Chief Joseph D. Kimbrew.

WHEREAS, Joseph D. Kimbrew was a sworn member of the Indianapolis Fire Department from March, 1955, until his retirement in January, 1992; and

WHEREAS, in 1987, Kimbrew was appointed as the first African-American chief in the department's history; and

WHEREAS, during his five years as chief, the department qualified 600 of its 750 officers as emergency medical technicians, imposed a mandatory fitness program, developed an incident command-center operations plan, expanded the department's recruitment and affirmative action policies, established a counseling program for firefighters involved in high-stress situations, built new firehouses, dramatically improved relations with neighboring fire departments and greatly improved departmental training; and

WHEREAS, Chief Kimbrew never claimed a sick day off during his 37 years with the department, earned the department's first annual Firefighter of the Year Award, and having been one himself, always retained a genuine concern about the firefighters on the street; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council salutes Chief Joseph D. Kimbrew, a member of the Indianapolis Fire Department from 1955 to 1992, and a class act gentleman.

SECTION 2. Chief Kimbrew's actions serve as an inspiration and as a model for those in the fire service for generations to come.

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SECTION 3. Having had regular jobs since the eighth grade in school, the Council wishes Chief Kimbrew the best of luck in his hunting, fishing and all other enjoyable retirement amenities.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Ruhmkorff asked to hear Proposal No. 14, 1992 at this time. The President asked for consent to hear Proposal No. 14, 1992 immediately after Proposal No. 13, 1992. Consent was given.

PROPOSAL NO. 13, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 13, 1992 on January 14, 1992. The proposal approves the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption.

Councillor Boyd asked that Mr. Beaver be presented to the Council. The President introduced Mr. Beaver, who said that he looks forward to working for the Council and for the community.

Councillor Black voiced his support for Mr. Beaver if he follows through on his stated intentions for the police department.

Proposal No. 13, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

2 NOT VOTING: *Howard, Williams*

Proposal No. 13, 1992 was retitled COUNCIL RESOLUTION NO. 1, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of a Director of the Department of Public Safety is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael E. Beaver to serve as Director of the Department of Public Safety at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael E. Beaver is approved and confirmed by the City-County Council to serve as Director of the Department of Public Safety at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 14, 1992. The proposal is a rezoning ordinance for certain property in Warren Township, Councilmanic District 12, located at 7702 East 30th Street. Proposal No. 14, 1992 was certified by the Metropolitan Development Commission on January 3, 1992. On January 6, 1992 the Council voted to schedule a public hearing for January 27, 1992. The President asked Phillip Nicely, attorney for the petitioner, for a status report on this matter.

Mr. Nicely stated that he and Scott Akey, the remonstrator, have agreed to revised commitments, which have also been approved by the neighborhood. He requested approval by the Council.

Councillor Ruhmkorff stated that since the petitioner has agreed to substitute revised commitments that are acceptable to the remonstrators, she moved that Proposal No. 14, 1992 (Rezoning Petition No. 91-Z-137) be adopted subject to the revised commitments. This motion was seconded by Councillor West.

Councillor Black asked for a summary of the revisions. Mr. Nicely stated that there were a substantial number of commitments when the rezoning was passed by the Metropolitan Development Commission. He said that the commitments were enhanced to provide for additional screening, increased setback area, more landscaping, additional trees that would be planted in the event certain trees are removed and additional restrictions on certain uses that could be put to the property.

Proposal No. 14, 1992 was adopted by the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

3 NOT VOTING: Brents, Coughenour, Rhodes

Proposal No. 14, 1992 was retitled REZONING ORDINANCE NO. 2, 1992 and is identified as follows:

REZONING ORDINANCE NO. 2, 1992. 91-Z-137 (AMENDED) WARREN TOWNSHIP
COUNCILMANIC DISTRICT #12.

7702 EAST 30TH STREET, INDIANAPOLIS.

MICHAEL L. and JEAN RANSBURG OLSON, by Philip A. Nicely, requests the rezoning of 68.0 acres, being in the D-4 and D-A districts, to the I-2-S classification to provide for industrial development.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 23, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Alice Buckler and John von Arx to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 24, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 25, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 26, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$53,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 27, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,000 for the Prosecuting Attorney to operate the Street Terrorist Offender Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 28, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 29, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$94,700 to technically amend the budget with respect to allocations for Public Defender Services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 30, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$96,430 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the second half of the 1991-92 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 31, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION renewing the Community Corrections program for fiscal year 1992-93 and approving the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 32, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 151 of the Revised Code revising the Council rules establishing committees"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 33, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 29 of the Code by adding a new Article IX concerning open alcoholic beverage containers in motor vehicles"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 34, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's

appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 35, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 43, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Sign Regulations of Marion County by revising and relocating the definition of "integrated center"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 44, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 24, 1992". The Council did not schedule Proposal No. 44, 1992 for hearing pursuant to IC 36-7-4-608. Proposal No. 44, 1992 was retitled REZONING ORDINANCE NO. 8, 1992 and is identified as follows:

REZONING ORDINANCE NO. 8, 1992. 91-Z-159 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT #11.
3921 MILLERSVILLE ROAD (approximate address), INDIANAPOLIS.
COMMUNITY CHRISTIAN CHURCH requests the rezoning of 1.2 acres, being in the D-5 District, to the SU-1 classification to provide for the construction of a new church.

PROPOSAL NO. 45, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 24, 1992". The Council did not schedule Proposal No. 45, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 45, 1992 was retitled REZONING ORDINANCE NO. 9, 1992 and is identified as follows:

REZONING ORDINANCE NO. 9, 1992. 91-Z-173 AMENDED WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #21.
2530 WEST MORRIS STREET (approximate address), INDIANAPOLIS.
CONTINENTAL LUMBER COMPANY, by Stephen D. Mears, requests the rezoning of 10.75 acres, being in the C-4 and D-5 districts, to the Special Commercial (C-S) classification to provide for the development of a lumber company, other commercial uses and light industrial uses.

PROPOSAL NOS. 46-52, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 24, 1992". The Council did not schedule Proposal Nos. 46-52, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 46-52, 1992 were retitled REZONING ORDINANCE NOS. 10-16, 1992 and are identified as follows:

REZONING ORDINANCE NO. 10, 1992. 91-Z-144 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #14.
3414 EAST WASHINGTON STREET, INDIANAPOLIS.
BYRON M. MINER and BERYLE E. MINER, by Larry Lunn, request the rezoning of 2.5 acres, being in the I-4-U District, to the C-S classification to provide for auto body repair and painting, radiator repair, buying and selling used automobiles, wholesale of new cooling system parts, auto salvage storage and sale of entire automobiles or parts.

REZONING ORDINANCE NO. 11, 1992. 91-Z-151 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 25.

4580 RAHKE ROAD (approximate address), INDIANAPOLIS.
RAILROADMEN'S FEDERAL SAVINGS AND LOAN INC., by Michael J. Kias requests the rezoning of 11.963 acres, being in the D-A District, to the D-511 classification to provide for residential development.

PROPOSAL NO. 12, 1992. 91-Z-160 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.

3120 EAST THOMPSON ROAD (approximate address), INDIANAPOLIS.
CARSON PARTNERS, by James B. Burroughs, requests the rezoning of 8.094 acres, being in the C-3 District, to the C-4 classification to provide for commercial development.

PROPOSAL NO. 13, 1992. 91-Z-161 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.

231 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.
ROWLAND AND FRIST LTD. requests the rezoning of 0.64 acre, being in the I-3-U/HPS District, to the CBD2/HPS classification to provide for commercial development.

PROPOSAL NO. 14, 1992. 91-Z-167 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.

3815 KENTUCKY AVENUE, INDIANAPOLIS.
MICHAEL A. WILLIAMS, by Herman D. Strakis, requests the rezoning of 2.99 acres, being in the D-3 District, to the C-3 classification to provide for chiropractor offices.

PROPOSAL NO. 15, 1992. 91-Z-168 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #15.

2050 NORTH PASADENA STREET (approximate address), INDIANAPOLIS.
PHYSICIAN'S PROPERTY PARTNERSHIP requests the rezoning of 0.485 acre, being in the D-4 District, to the C-1 classification to provide for medical offices.

PROPOSAL NO. 16, 1992. 91-Z-177 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #05.

2301 NORTH CUMBERLAND ROAD (approximate address), INDIANAPOLIS.
SUNRISE REAL ESTATE DEVELOPMENT CORPORATION, by Brian J. Touhy, requests the rezoning of 58.15 acres, being in the D-A District, to the D-3 classification to provide for single-family residential development, by platting.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 2, 1992. The proposal appropriates \$275,000 in the Recorder's Records Perpetuation Fund for the County Recorder to finance first-year document imaging costs. Councillor Rhodes asked for consent to postpone Proposal No. 2, 1992 until February 10, 1992. Consent was given.

PROPOSAL NOS. 4 and 5, 1992. PROPOSAL NO. 4, 1992. The proposal appropriates \$450,500 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. PROPOSAL NO. 5, 1992. The proposal appropriates \$297,206 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 4 and 5, 1992 on January 22, 1992 and by a 6-0 vote the Committee recommended that Proposal Nos. 4 and 5, 1992 be tabled. Councillor Dowden asked for consent to postpone Proposal Nos. 4 and 5, 1992 until February 24, 1992. Consent was given.

PROPOSAL NO. 7, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 7, 1992 on January 14, 1992. The proposal, sponsored by Councillor Moriarty, transfers and appropriates \$299,042 for the Presiding Judge of the Municipal Court to pay the operating costs of the Court Violations Bureau and reduces the budget of the County Clerk. Councillor Dowden stated that Proposal No. 7,

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1992 was amended in Committee by reducing the total appropriation to \$253,127. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Moriarty stated that she will be voting against the amended version of the proposal because she feels that the original moneys requested should be transferred to allow the Court Violation Bureau (CVB) to function adequately. She said there is a discrepancy in the salary of the supervisor of the CVB--in the County Clerk's budget the position paid \$33,549, but the Clerk is only transferring \$26,584 for the position. Also the amount being transferred in supplies is not sufficient to last the year.

Councillor Golc said that he will also be voting against the proposal because of the salary discrepancy.

Councillor Dowden stated that the supervisory position is a part-time position and should not be paid the full-time salary of \$33,549.

Councillors Franklin and Schneider voiced their support of the proposal as amended.

Councillor Borst stated that he voted against this proposal in committee and will vote against it again because he believes the CVB should be the responsibility of the County Clerk--the Clerk's office should handle money and collect fees; whereas, the judicial branch should handle judicial matters. Also it has been established that the County Clerk can operate the CVB for \$46,000 less than the Municipal Court.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Councillor Williams asked what happens to the \$253,127 if Proposal No. 7, 1992, as amended, is defeated. Councillor Dowden replied that the moneys would remain in the County Clerk's budget.

Proposal No. 7, 1992, as amended, was adopted on the following roll call vote; viz:

19 YEAS: *Beadling, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jones, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams*
9 NAYS: *Black, Borst, Brents, Golc, Jimison, Moriarty, Mullin, Rhodes, Short*

Proposal No. 7, 1992, as amended, was retitled FISCAL ORDINANCE NO. 1, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 1, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Hundred Fifty-three Thousand One Hundred Twenty-seven Dollars (\$253,127) in the County General Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations of the County Clerk.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) and (d) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to cover

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costs of payroll, supplies and services in connection with reassumption of responsibility and control of the Court Violations Bureau.

SECTION 2. The sum of Two Hundred Fifty-three Thousand One Hundred Twenty-seven Dollars (\$253,127) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$200,748
2. Supplies	27,647
3. Other Services and Charges	24,732
TOTAL INCREASE	\$253,127

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>COUNTY CLERK</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$200,748
3. Other Services and Charges	52,379
TOTAL REDUCTION	\$253,127

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 8, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 8, 1992 on January 14, 1992. The proposal appropriates \$11,500 for the Sheriff to continue the salary of one part-time employee who is assisting with the Child Abuse Awareness Program. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 8, 1992, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Curry, Dowden, Giffin, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West

0 NAYS:

7 NOT VOTING: Black, Brents, Coughenour, Franklin, Gilmer, Smith, Williams

Proposal No. 8, 1992, as amended, was retitled FISCAL ORDINANCE NO. 2, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Eleven Thousand Five Hundred Dollars (\$11,500) in the County Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County Grants Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue with payment of personnel costs for one part-time person assisting with the Child Sexual Abuse Awareness Program.

January 27, 1992

SECTION 2. The sum of Eleven Thousand Five Hundred Dollars (\$11,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services	\$ 8,780
3. Other Services and Charges	1,500
 <u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>1,220</u>
 TOTAL INCREASE	 \$11,500

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$11,500</u>
TOTAL REDUCTION	<u>\$11,500</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 9, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 9, 1992 on January 14, 1992. The proposal appropriates \$411,343 for the Sheriff to pay the salary of an additional dispatcher and contracts with Rural Fire Corporation to provide fire emergency dispatching. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 9, 1992, as amended, was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 9, 1992, as amended, was retitled FISCAL ORDINANCE NO. 3, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to add one dispatcher to operate the Rural Fire portion of the Public Safety Answering Point (PSAP) and to allow for the contracting with Rural Fire Corporation to provide fire emergency dispatching.

SECTION 2. The sum of Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 20,117
3. Other Services and Charges	384,625
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	6,601
TOTAL INCREASE	<u>\$411,343</u>

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$411,343</u>
TOTAL REDUCTION	<u>\$411,343</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 10, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 10, 1992 on January 14, 1992. The proposal appropriates \$25,600 for the Domestic Relations Bureau to fund personnel expenses for the Visiting Nurse Service through an Indiana Criminal Justice Institute grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:52 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 10, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
3 NOT VOTING: *Franklin, Howard, Rhodes*

Proposal No. 10, 1992 was retitled FISCAL ORDINANCE NO. 4, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Six Hundred Dollars (\$25,600) in the State & Federal Grants Fund for purposes of the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (uu) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Domestic Relations Counseling Bureau to pay personnel costs for the Visiting Nurse Service as part of its Family Connection Center Program.

SECTION 2. The sum of Twenty-five Thousand Six Hundred Dollars be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

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SECTION 3. The following additional appropriations are hereby approved:

<u>DOMESTIC RELATIONS COUNSELING BUREAU</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>\$25,600</u>
TOTAL INCREASE	\$25,600

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$25,600</u>
TOTAL REDUCTION	\$25,600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 22, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 22, 1992 on January 14, 1992. The proposal makes the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption.

Councillor Williams said that over the years she has consistently expressed concern about the functions and personnel that have been assimilated in the Justice Agency that are unrelated to the agency's original intent, which was information management. But she was persuaded of the need for this agency to be independent and separate from the Department of Public Safety. She stated that she will be voting against Proposal No. 22, 1992 because she believes this agency should remain independent and separate.

Proposal No. 22, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
2 NAYS: *Boyd, Williams*
1 NOT VOTING: *Beadling*

Proposal No. 22, 1992 was retitled GENERAL ORDINANCE NO. 1, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1992

A GENERAL ORDINANCE amending Section 2-317 and Section 2-319 of the Code dealing with the Director of the Marion County Justice Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 2-317 and Section 2-319 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the language underscored and deleting the language stricken-through to read as follows:

Sec. 2-317. Additional Duties and Responsibilities.

The board shall be charged with the following duties and responsibilities:

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- (a) To confer with the appropriate city, county, regional and federal agencies concerned with law enforcement and the administration of justice for the purpose of improving programs and policies;
- (b) To confer with the appropriate city, county, regional and federal agencies for the purpose of securing funds for the support of the MCJA;
- (c) To advise law enforcement and the justice agencies on improved policies and programs;
- (d) To determine the means of financing any justice related information services, subject to the approval of the council where applicable;
- (e) To review and approve all budgets, contracts and expenditures for services, equipment purchases, rents or leases, consultants, management or technical personnel, studies, programs and materials or supplies for the subject agencies' common database justice information system;
- (f) To conduct studies and evaluations of any and all information needs and current systems operating in the subject agencies;
- (g) To contract for technical and specialized assistance in administering its duties;
- (h) To require annual plans and resources inventories of the subject agencies and submit such plans for inclusion in the annual city/county master plan for information services;
- (i) To develop, maintain and communicate information services policy for the subject agencies;
- (j) To submit job descriptions and salary levels consistent with ISA and the standards established by the auditor's office;
- ~~(k) To approve the employment or retention by personal services contract a director for justice systems who shall have such duties as directed herein. This director will report administratively to the director of ISA retained by the ISA board;~~
- ~~(k)(l)~~ To promulgate rules and regulations for the efficient administrations of its policies and procedures for the subject agencies;
- ~~(l)(m)~~ To establish requirements for standards for privacy of personally identifiable confidential information and security of systems and records of subject agencies;
- ~~(m)(n)~~ To delegate any functions to the director, subject to review by the board;
- ~~(n)(o)~~ To hire personnel, who serve at the director's pleasure according to law, to carry out its duties;
- ~~(o)(p)~~ To undertake such other studies or programs related to or involving the subject agencies as may be adopted by the board or assigned to the board by the city-county council; and
- ~~(p)(q)~~ To contract for assistance in the collection of money owed to the subject agencies and to add the costs of collection, if amount owed exceeds twenty-five dollars (\$25.00) and became delinquent after July, 1986, to the amount owed and collected.

Sec 2-319. Director - Qualifications; responsibilities generally.

~~The director shall meet with the board as a non-voting member. The director shall have such qualifications and experiences as set by the board. The Director of the Department of Public Safety shall serve as the Director of the MCJA by virtue of his office.~~ The director shall be the senior administrator of the MCJA and shall act as technical advisor and provide staff support for the board in its deliberations. The director shall have the authority and responsibility to act for the board in its name on a daily operational basis when the board is not in session, but all such action shall be subject to the review of the board.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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ANNOUNCEMENTS AND ADJOURNMENT

The President informed the new members of the Council that if for some reason they are unable to attend committee meetings, they need to inform the chairman of the committee. Also he urged the new members to read the committee minutes.

Councillor Howard announced that the King-Walker-Wilkins-Young Memorial Awards Dinner will be on February 12, 1992.

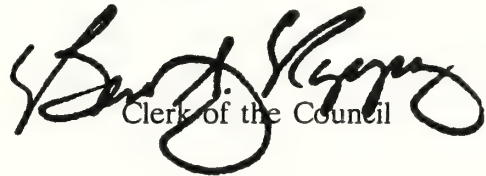
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of January, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 10, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:18 p.m. on Monday, February 10, 1992, with Councillor SerVaas presiding.

Chaplain Glenn Calkins, Indianapolis Fire Department, led the opening prayer. Councillor Boyd invited all present to join him in the Pledge of Allegiance to the Flag.

Thomas Miller, Vice President, Indianapolis Professional Fire Fighters Local 416, expressed his gratitude to the Council for their support concerning the death of two firemen in the Indianapolis Athletic Club fire on February 5, 1992. He also thanked all the city-county departments and agencies for their help and support during that time.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Brooks, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
[Clerk's Note: Councillor Brooks had resigned, and a successor had not been selected.]

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst introduced Don Miller, former District 25 Councillor, and Mike Vollmer, former District 17 Councillor.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 10, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

January 28, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 30, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 26, 27, 28, 29 and 30, 1992, to be held on Monday, February 10, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 3, 1992, congratulating Scecina football champions.

SPECIAL RESOLUTION NO. 4, 1992, recognizing Franklin Township School's CPR heroes.

SPECIAL RESOLUTION NO. 5, 1992, concerning Charles Bogden.

SPECIAL RESOLUTION NO. 6, 1992, recognizing Jerry Daniels and the Ink Spots.

SPECIAL RESOLUTION NO. 7, 1992, recognizing Myron (Mike) D. Higbee.

SPECIAL RESOLUTION NO. 8, 1992, concerning Joseph Staehler.

SPECIAL RESOLUTION NO. 9, 1992, recognizing Chief Joseph D. Kimbrew.

COUNCIL RESOLUTION NO. 1, 1992, concerning the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992.

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FISCAL ORDINANCE NO. 4, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$25,600 in the State and Federal Grants Fund for the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

GENERAL ORDINANCE NO. 1, 1992, making the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of January 27, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 70, 1992. This proposal, sponsored by Councillors Howard and Jones, recognizes African-American veterans during Black History Month. Councillor Jones read the resolution and presented framed documents to Carmen Wilson II, Captain Leawanna Augustine, Rayfield Anderson, Walter Palmer and James Sears. Mr. Wilson, Deputy Director, Department of Veterans Affairs for the State of Indiana, expressed appreciation for the recognition. Councillor Howard moved, seconded by Councillor Jones, for adoption. Proposal No. 70, 1992 was adopted by unanimous voice vote.

Proposal No. 70, 1992 was retitled SPECIAL RESOLUTION NO. 10, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1992

A SPECIAL RESOLUTION recognizing African-American veterans during Black History Month.

WHEREAS, African-Americans have helped defend colonies and this nation since colonies were established on the North American continent; and

WHEREAS, with over 95,000 veteran residents, including many Blacks who have served their country well, Marion County has the largest number of military veterans in the State of Indiana; and

WHEREAS, as America and Indianapolis celebrate February's Black History Month, may all citizens learn, recognize and appreciate those thousands of African-Americans who fought to defend America; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council bestows special acknowledgement to the thousands of Americans of African descent who bore arms to defend this great nation from the early colonial days in the 1600's through the present time.

SECTION 2. During February's Black History Month, the Council urges citizens, educators, researchers and others to learn more about and to appreciate the significant contributions of African-Americans, along with all veterans, who have fought to defend America.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 71, 1992. This proposal, sponsored by Councillors Golc, Borst and Brents, urges continuation of the White River State Park Development Commission. Councillor Borst read the resolution and presented a framed document to Mike Vollmer, White River State Park Commission member, who expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Borst, for adoption. Proposal No. 71, 1992 was adopted by unanimous voice vote.

Proposal No. 71, 1992 was retitled SPECIAL RESOLUTION NO. 11, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1992

A SPECIAL RESOLUTION urging continuation of the White River State Park Development Commission.

WHEREAS, the Indiana General Assembly, through its Sunset Committee, is currently evaluating the continuation of the White River State Park Development Commission; and

WHEREAS, the White River Park has 150 acres yet to be developed; and

WHEREAS, current projects of the Commission include: Flood control and recreational studies by the Army Corps of Engineers, interest by the National Park Service, the Metropolitan Greenways Plan, the development of a museum/cultural complex plan, and a proposed entertainment center; and

WHEREAS, groups such as the Indianapolis White River Greenway Task Force are working with the Commission to support recreational greenway development for White River; and

WHEREAS, the new city administration supports the continuation of this project; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges the Indiana General Assembly to reauthorize the White River State Park Development Commission for an additional five year term.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 23, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 23, 1992 on February 3, 1992. The proposal reappoints Mary Alice Buckler and John von Arx to the Information Services Agency Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 23, 1992 was adopted by unanimous voice vote.

Proposal No. 23, 1992 was retitled COUNCIL RESOLUTION NO. 2, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1992

A COUNCIL RESOLUTION reappointing Mary Alice Buckler and John von Arx to the Information Services Agency Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. As members of the Information Services Agency Board, the Council appoints:

Mary Alice Buckler
John von Arx

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1992. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

PROPOSAL NO. 34, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 34, 1992 on February 4, 1992. The proposal approves the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Giffin, for adoption.

Stephen Goldsmith, Mayor, City of Indianapolis, stated that Ms. Silvers was out-of-town, and he urged the Council to confirm her appointment.

Proposal No. 34, 1992 was adopted by unanimous voice vote.

Proposal No. 34, 1992 was retitled COUNCIL RESOLUTION NO. 3, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana", mayoral appointments of Deputy Mayors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Nancy Silvers to serve as Deputy Mayor at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Nancy Silvers is approved and confirmed by the City-County Council to serve as Deputy Mayor at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 35, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 35, 1992 on January 29, 1992. The proposal approves the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 35, 1992 was adopted by unanimous voice vote.

Proposal No. 35, 1992 was retitled COUNCIL RESOLUTION NO. 4, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Transportation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of E. Mitchell Roob, Jr. to serve as Director of the Department of Transportation at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. E. Mitchell Roob, Jr. is approved and confirmed by the City-County Council to serve as Director of the Department of Transportation at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

COUNCILLOR BOYD'S MOTION

Councillor Boyd presented the following motion:

... that by passage and delivery of this motion the Indianapolis City-County Council requests of the Mayor's office that it provide to the Council any comprehensive plan it might be working on, or currently following, concerning the redesign and restructure of local government, including major alterations in service delivery, as well as major alterations in the size of the work force. Such plan or design should include undergirding philosophy plus the specific circumstances which drive budget-related decisions.

This motion was seconded by Councillor Jones.

Councillor Boyd said that this motion is only a request for information from the Mayor of his plan on restructuring local government.

Councillors Dowden, Schneider and Giffin spoke in opposition to this motion because of the mandate the voters gave to the Mayor at the last election.

Councillors Black and Jones voiced their support of this motion because they believe the Council should be made aware of the Mayor's projects and plans.

Councillor West said that he has met with the Mayor's staff and they are still working on a comprehensive plan. He said he thinks it would be better to table this action or send it to committee than to bring it forth at this time since the Mayor's plan is still in the development stage.

Councillor Ruhmkorff stated it is her opinion that since this motion is not in proper form it should be returned to Councillor Boyd.

The President said that it is legal to make a resolution from the floor, and Councillor Boyd's motion is not a binding resolution.

Councillor Borst said that he cannot vote for Councillor Boyd's motion in its present form because he believes the Mayor is still working on a plan; therefore, he moved to amend Councillor Boyd's motion by inserting the underlined text and deleting the stricken-through text as follows:

... that by passage and delivery of this motion the Indianapolis City-County Council requests of the Mayor's office that it provide to work with the Council on any comprehensive plan ~~it might be working on, or currently~~

February 10, 1992

~~following~~, concerning the redesign and restructure of local government, including major alterations in service delivery, as well as major alterations in the size of the work force. Such plan or design should include undergirding philosophy plus the specific circumstances which drive budget-related decisions.

Councillor Rhodes seconded Councillor Borst's amendment. Councillor Boyd accepted Councillor Borst's amendment. This motion passed by unanimous voice vote.

Councillors Howard, Short and Williams voiced their support of this motion, as amended, because they believe the Council should be part of the Mayor's process in changing local government.

Councillor Coughenour moved the question. Councillor Hinkle seconded this motion.

The President stated that since he had already acknowledged Councillor Gilmer, he would let him speak and then vote on Councillor Coughenour's motion.

Councillor Gilmer stated that he will support Councillor Boyd's motion, as amended, because of his respect for both Councillor Boyd and Councillor Borst.

The President asked for a voice vote on Councillor Coughenour's motion to move the question. The motion passed by unanimous voice vote.

Councillor Boyd's motion, as amended, passed by the following roll call vote; viz:

18 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Gilmer, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Rhodes, SerVaas, Short, Williams*
10 NAYS: *Curry, Dowden, Giffin, Hinkle, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith, West*

The President stated that it is his opinion that the Mayor does not have just one plan, but many plans. He believes that this discussion will cause some positive things to happen.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 53, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,000 for the County Surveyor to cover training expenses"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 54, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 55, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$117,000 for the Presiding Judge of the Municipal Court to continue the Treatment Alternatives to Street Crimes program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 56, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Cold Spring Estates subdivision (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 57, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Alcove at Greenbriar subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 58, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Brackenwood subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 59, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Timber Mill subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 60, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Iron Springs subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 61, 1992. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in intersection controls in an area bounded by 30th Street, Mussman Drive, 28th Street, and Georgetown Road (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 62, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Zionsville Road and 62nd Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 63, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Hague Road and 86th Street (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 64, 1992. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on 39th Place between Breen Drive and Post Road (District 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 65, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Dr. Andrew J. Brown Avenue on the east side from 17th

Street to a point 106 feet north of 17th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 66, 1992. Introduced by Councillors Brents and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the west side of New Jersey Street from Court Street to a point 86 feet south of Court Street (Districts 16 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 67, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit on a segment of Kentucky Avenue between I-465 and Raymond Street (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 68, 1992. Introduced by Councillors Black and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing rush hour restrictions on a segment of Washington Boulevard (District 6 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 69, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by correcting Section 1 of G.O. 61, 1991 (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 77, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Dwelling Districts Zoning Ordinance of Marion County to provide for several minor-technical amendments"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 72, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on February 7, 1992". The Council did not schedule Proposal No. 72, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 72, 1992 was retitled REZONING ORDINANCE NO. 17, 1992 and is identified as follows:

REZONING ORDINANCE NO. 17, 1992. 91-Z-167 Amended DECATUR TOWNSHIP
COUNCILMANIC DISTRICT #19.
3815 KENTUCKY AVENUE, INDIANAPOLIS.
MICHAEL A. WILLIAMS, by Herman D. Strakis, requests the rezoning of 2.99 acres, being in the D-3 District, to the C-1 classification to provide for chiropractor offices.

PROPOSAL NOS. 73-76, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 7, 1992". The Council did not schedule Proposal Nos. 73-76, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 73-76, 1992 were retitled REZONING ORDINANCE NOS. 18-21, 1992 and are identified as follows:

REZONING ORDINANCE NO. 18, 1992. 91-Z-176 PERRY TOWNSHIP
COUNCILMANIC DISTRICT # 25.
5559 MADISON AVENUE (approximate address), INDIANAPOLIS.
JEFFREY NEELY requests the rezoning of 0.58 acre, being in the C-3 District, to the C-5 classification to provide for the sales and service of used automobiles.

REZONING ORDINANCE NO. 19, 1992. 92-Z-1 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT # 13.

5261 ELMWOOD AVENUE (approximate address), INDIANAPOLIS.

EXPO BOWL, INC., by Brian J. Tuohy, requests the rezoning of 13.64 acres, being in the C-4 District, to the C-5 classification to provide for a bowling center; outdoor miniature golf facility; batting cage and other recreational uses.

REZONING ORDINANCE NO. 20, 1992. 92-Z-2 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT #18.

6243 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.

ANDREAS PROIMOS, by Gary Sallee, requests the rezoning of 0.948 acre, being in the C-S District, to the C-S classification to provide for an automobile parts sales and service store, including, but not limited to, muffler repair and installation and/or sales of auto parts.

REZONING ORDINANCE NO. 21, 1992. 92-Z-3 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #16.

3215 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

ANTIOCH MISSIONARY BAPTIST CHURCH requests the rezoning of 0.3444 acre, being in the D-5 and SU-1 Districts, to the SU-1 classification to provide for church uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 2, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 2, 1992 on February 3, 1992. The proposal appropriates \$275,000 in the Recorder's Records Perpetuation Fund for the County Recorder to finance first-year document imaging costs. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President stated that this document imaging program is separate from Indianapolis Mapping and Geographic Infrastructure System (IMAGIS). He asked if there is any indication that these two imaging programs will be compatible with each other. Councillor Rhodes deferred to Councillor Curry.

Councillor Curry stated that there are two separate programs: one is IMAGIS (the mapping program) and the other is the record perpetuation program (laser imaging on disks). The IMAGIS program basically covers various locations through electronic data collection in multiple dimension. The record perpetuation program is a way to keep a copy of a paper record or paper transaction. Some of the data which is developed in IMAGIS may be captured in a perpetuation program in the future, such as this laser imaging program. Later the two systems will have a combination of technology. At the present, they are separate programs and, in his opinion, should be funded and continued in that manner.

The President called for public testimony at 8:34 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Howard, for adoption. Proposal No. 2, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Golc, Howard, Jimison, Jones, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West*

0 NAYS:

7 NOT VOTING: *Coughenour, Gilmer, Hinkle, Moriarty, Schneider, Smith, Williams*

Proposal No. 2, 1992 was retitled FISCAL ORDINANCE NO. 5, 1992 and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 5, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Seventy-five Thousand Dollars (\$275,000) in the Recorder's Record Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Record Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (h) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to finance first year document imaging costs.

SECTION 2. The sum of Two Hundred Seventy-five Thousand Dollars (\$275,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY RECORDER</u>	<u>RECORDER'S RECORD PERPETUATION FUND</u>
3. Other Services and Charges	\$ 25,000
4. Capital Outlay	<u>250,000</u>
TOTAL INCREASE	\$275,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>RECORDER'S RECORD PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Recorder's Record Perpetuation Fund	<u>\$275,000</u>
TOTAL REDUCTION	\$275,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 26, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 26, 1992 on February 5, 1992. The proposal appropriates \$53,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 26, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Giffin, Golc, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Coughenour, Franklin, Gilmer, Hinkle*

Proposal No. 26, 1992 was retitled FISCAL ORDINANCE NO. 6, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty-three Thousand Dollars (\$53,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to provide Adult Protective Services.

SECTION 2. The sum of Fifty-three Thousand Dollars (\$53,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$44,000
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	9,000
TOTAL INCREASE	\$53,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$53,000
TOTAL REDUCTION	\$53,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 27, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 27, 1992 on February 5, 1992. The proposal appropriates \$50,000 for the Prosecuting Attorney to operate the Street Terrorist Offender Program funded by a state grant. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:39 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 27, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Franklin, Rhodes*

Proposal No. 27, 1992 was retitled FISCAL ORDINANCE NO. 7, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the

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increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize a grant for the Street Terrorist Offender Program.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$41,667
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	8,333
TOTAL INCREASE	\$50,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$50,000
TOTAL REDUCTION	\$50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 28, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 28, 1992 on February 5, 1992. The proposal appropriates \$128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 28, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Rhodes*

Proposal No. 28, 1992 was retitled FISCAL ORDINANCE NO. 8, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to continue with the Victim Witness Program.

SECTION 2. The sum of One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

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SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

1. Personal Services
2. Supplies
3. Other Services and Charges

STATE AND FEDERAL GRANTS FUND

\$101,225
3,489
4,700

COUNTY AUDITOR

1. Personal Services (fringes)
- TOTAL INCREASE

18,720
\$128,134

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered
State and Federal Grants Fund
TOTAL REDUCTION

\$128,134
\$128,134

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 29, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 29, 1992 on February 5, 1992. The proposal transfers and appropriates \$94,700 to technically amend the budget with respect to allocations for Public Defender Services. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Councillor Dowden asked for consent to postpone the proposal until February 24, 1992. Consent was given.

PROPOSAL NO. 30, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 30, 1992 on February 5, 1992. The proposal appropriates \$96,430 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the second half of the 1991-92 fiscal year. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 30, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 30, 1992 was retitled FISCAL ORDINANCE NO. 9, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety-six Thousand Four Hundred Thirty Dollars (\$96,430) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the

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increases and reductions hereinafter stated for purposes of Community Corrections to appropriate funds for the second half of fiscal 91-92.

SECTION 2. The sum of Ninety-six Thousand Four Hundred Thirty Dollars (\$96,430) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services	\$47,720
2. Supplies	1,500
3. Other Services and Charges	40,650
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>6,560</u>
TOTAL INCREASE	\$96,430

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>\$96,430</u>
TOTAL REDUCTION	\$96,430

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 25, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 25, 1992 on February 6, 1992. The proposal approves the leasing of certain real estate of the Department of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Mullin, for adoption. Proposal No. 25, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

5 NOT VOTING: *Black, Brents, Gilmer, Howard, Williams*

Proposal No. 25, 1992 was retitled SPECIAL RESOLUTION NO. 12, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1992

A SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves, pursuant to IC 36-1-11-3 the lease of the following property by the Department of Parks and Recreation:

<u>Location</u>	<u>Appraised Value</u>	<u>Auction Bid Lease Value</u>
197½ acres of farm land located within boundaries of Eagle Creek Park	\$80.00 per acre per year for a total of \$15,800.00	\$80.00 per acre per year for a total of \$15,800.00

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60 acres of farm land located approximately 8400 E. Raymond Street	\$80.00 per acre per year for a total of \$4,800.00	\$80.00 per acre per year for a total of \$4,800.00
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SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 31, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 31, 1992 on February 5, 1992. The proposal renews the Community Corrections program for fiscal year 1992-93 and approves the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 31, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 31, 1992 was retitled COUNCIL RESOLUTION NO. 5, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 1992

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1992-1993 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1992-1993 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1992-1993; and

WHEREAS, the Marion County Community Corrections Advisory Board is currently operating a Community Corrections Program funded by the grant from the State of Indiana; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1992-1993, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted said grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of said application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community Corrections Program for a period of one year beginning on July 1, 1992.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by

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the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding IC 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to IC 36-3.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 32, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 32, 1992 on February 4, 1992. The proposal amends Chapter 151 of the Revised Code revising the Council rules establishing committees. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 32, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Brents, Dowden, Howard*

Proposal No. 32, 1992 was retitled GENERAL ORDINANCE NO. 2, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1992

A GENERAL ORDINANCE amending Chapter 151 of the Revised Code revising the council rules establishing committees.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 151-25 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 151-25. Standing committees enumerated.

The standing committees of the council shall be as follows:

- (1) The administration and finance committee;
- (2) The community affairs committee;
- ~~(3) The county and townships committee;~~
- (4)(3) The economic development committee;
- (5)(4) The metropolitan development committee;
- (6)(5) The municipal corporations committee;
- (7)(6) The parks and recreation committee;
- (8)(7) The public safety and criminal justice committee;
- (9)(8) The public works committee;
- (10)(9) The transportation committee.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of February, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, FEBRUARY 24, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, February 24, 1992, with Councillor SerVaas presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

The President introduced W. Tobin McClamroch, who has been chosen to fill the at-large vacancy created by the resignation of David Brooks.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Schneider

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst introduced Fred Madorin, former director of the Department of Transportation. Councillor O'Dell introduced Julee Wahley, interim director of the Department of Parks.

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Journal of the City-County Council

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 24, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

February 11, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 13, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 53 and 55, 1992, to be held on Monday, February 24, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 11, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 13, 1992, a copy of LEGAL NOTICE on General Ordinance No. 1, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

Notice is hereby given that zoning Proposal Nos. 43 and 77, 1992 (91-AO-2 and 92-AO-1) may be considered for adoption at the City-county Council meeting on February 24, 1992 at 7:00 p.m. in the Council Chambers.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 10, 1992, recognizing African-American veterans during Black History Month.

SPECIAL RESOLUTION NO. 11, 1992, urging continuation of the White River State Park Development Commission.

February 24, 1992

SPECIAL RESOLUTION NO. 12, 1992, approving the leasing of certain real estate of the Department of Parks and Recreation.

COUNCIL RESOLUTION NO. 5, 1992, reviewing the Community Corrections program for fiscal year 1992-93 and approving the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State.

FISCAL ORDINANCE NO. 9, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$96,430 of Home Detention User Fee Fund for the purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

GENERAL ORDINANCE NO. 2, 1992, amending Chapter 151 of the Revised Code revising the Council rules establishing committees.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of February 10, 1992. There being no additions or corrections, the minutes were approved as distributed.

COUNCILLOR HOWARD'S STATEMENT

Councillor Howard read a statement concerning the recent layoffs in city government by Mayor Stephen Goldsmith's administration. He urged better treatment of city workers and asked the mayor to set up a special office to help the laid-off workers find other employment.

Senior Deputy Mayor Robert Wood commented that the mayor's administration is assisting workers in finding other employment, but it is the administration's full intent to fulfill the campaign promises of less government with services delivered in a more efficient and more effective manner.

Councillor Black stated that he believes layoffs should be determined by seniority and he favors unionization of all city workers.

Councillor Franklin stated that he disagrees with the mayor's statement that the city has a \$21 million deficit and Councillor Franklin believes that there is no need to lay off city employees.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 87, 1992. This proposal, sponsored by Councillor Williams, congratulates the Arsenal Tech Constitution team who won the state's National Bicentennial Competition on the Constitution and Bill of Rights contest. Councillor Williams read the resolution and presented copies of the document to the team members. Their coach and teacher, Karl

Schneider, expressed appreciation for the recognition. Councillor Williams moved, seconded by Councillor Jones, for adoption. Proposal No. 87, 1992 was adopted by unanimous voice vote.

Proposal No. 87, 1992 was retitled SPECIAL RESOLUTION NO. 13, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1992

A SPECIAL RESOLUTION congratulating the Arsenal Tech Constitution team.

WHEREAS, the first year that Arsenal Technical High School entered the National Bicentennial Competition on the Constitution and Bill of Rights, the team placed fifth in the state; and

WHEREAS, since that time, teacher Karl Schneider's government class--which is the school team--has won the state crown three years in a row; and

WHEREAS, the competition consists of questions about the United States Constitution, its Bill of Rights and the history and philosophy associated with these important living documents; and

WHEREAS, in April the Arsenal Tech champions will represent Indiana at the national finals in Washington, D.C.; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Mr. Karl Schneider's Arsenal Technical High School government class for winning the state National Bicentennial Competition on the Constitution and Bill of Rights contest.

SECTION 2. The Council specifically recognizes class members Raymond Allison, Lavonna Anderson, Angelica Barnes, Kim Bates, Bayyinah Batts, Michael Bogan, Abigail Bradley, Tiombe Burton, Michael Buselli, James Curtis, Lonnie Fultz, Sarah Gilchrist, Shannon Grady, Tysha Hardy, Kristin Harling, Marvin Harris, Philmore Hutchins, Anessa Jackman, Courtney Jones, Midge Kelley, Kelly Kuner, Tomika Lamb, Jonathan Meyer, India Paul, Donald A. Peiper, Gary Rainey, Michelle Reed, Natalie Scott, Dara Shamblin, Dountonia Slack, Michael Smith, Joseph Sterrett, Sheila Sutton, Allen Tuttle, Ame Walters, Brian Wilburn, Damon Williams and Tracee Wisdom.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 88, 1992. This proposal, sponsored by Councillor Hinkle, recognizes the Fulton Falcons basketball team. Councillor Hinkle said he will present this resolution to the team at the school's awards program. Councillor Hinkle moved, seconded by Councillor Giffin, for adoption. Proposal No. 88, 1992 was adopted by unanimous voice vote.

Proposal No. 88, 1992 was retitled SPECIAL RESOLUTION NO. 14, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1992

A SPECIAL RESOLUTION recognizing the Fulton Falcons basketball team.

WHEREAS, Wayne Township's 9th grade Fulton Falcons basketball team was undefeated in 15 games during the 1991-92 basketball season; and

WHEREAS, earlier this month, the Falcons increased their winning streak to 19 after beating the Lawrence Township team 57-31 in the Marion County Tournament final game; and

WHEREAS, this team also was unbeaten last season as 8th graders; and

February 24, 1992

WHEREAS, Coach Larry Pratt considers this the best team he has coached in his 30 years of coaching; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the 9th grade Fulton Falcons for their two back-to-back perfect record basketball seasons, including the Marion County Championship Title.

SECTION 2. The Council specifically recognize winning team members: Ahmed Bellamy, Mike Collins, James Cooper, Sean Cromley, Damon Frierson, Matt Lawrence, Joe Leo, Henry Lonnemann, Pat Moran, James Patterson, Jerrin Patterson, Joe Sabo, Denny Sparks, Greg Taylor, Tim Williams, Rusty Wright, as well as Managers David Clark and Jeff Voris, Statistician Linda Lehman, Coach Larry Pratt, and all the supportive parents, fans and school staff.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 89, 1992. This proposal, sponsored by Councillor Beadling, recognizes Habitat for Humanity. Councillor Beadling read the resolution and presented a framed document to Kevin O'Brien, executive director, Habitat for Humanity of Greater Indianapolis, who expressed appreciation for the recognition. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 89, 1992 was adopted by unanimous voice vote.

Proposal No. 89, 1992 was retitled SPECIAL RESOLUTION NO. 15, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1992

A SPECIAL RESOLUTION recognizing Habitat for Humanity.

WHEREAS, in 1976, millionaire Millard Fuller gave away all his earthly possessions and founded Habitat for Humanity, a Christian-based organization dedicated to homeownership for the poor; and

WHEREAS, since its founding, Habitat for Humanity of Americus, Georgia, has grown throughout America and to many foreign nations; and

WHEREAS, since Habitat for Humanity of Greater Indianapolis started in 1987, 27 new modest homes have been built and three homes rehabilitated, mostly in Center Township; and

WHEREAS, Habitat homeowners must perform 400 hours of sweat equity labor for their down payment, must make no-interest revolving fund house payments and are counseled on personal budgeting skills; and

WHEREAS, Habitat for Humanity of Greater Indianapolis has experienced an exceptional success rate of only one eviction since its beginning; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the noble and unselfish work of Millard Fuller and the international and local Habitat for Humanity organizations.

SECTION 2. The Council applauds the 4,000 volunteer laborers, the many contractors, skilled construction workers, Church congregations and corporate sponsors who have put their backs and pocketbooks into action to help improve housing in this community.

SECTION 3. The Council wishes Habitat for Humanity of Greater Indianapolis well in its ambitious 1992 goal of 17 new homes in near-southwest Indianapolis and in Beech Grove.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 79, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE reorganizing and expanding the internal audit functions by establishing an Internal Audit Agency to replace the division of internal audit"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 80, 1992. Introduced by Councillors Coughenour, Rhodes, Gilmer, Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Hinkle, Howard, Jimison, Jones, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE reorganizing the administration of cable franchise and establishing a Cable Franchise Oversight Agency"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 81, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 82, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION appropriating \$425,328 for the Metropolitan Emergency Communications Agency to pay Indiana Bell Telephone, Inc. for Enhanced 9-1-1 equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 83, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$44,100 for the Superior Court, Criminal Division, Probation Department, to lease additional office space"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 84, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by updating the county corrections fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 85, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of City of Indianapolis Sanitary District Refunding Bonds of 1992 in an amount not to exceed \$25,000,000 in order to effect a savings to the Sanitary District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 86, 1992. Introduced by Councillors Hinkle, Curry, Giffin and Golc. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION directing the Public Works Committee to study the Ben Davis Conservancy District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 90, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Regional Center Zoning Ordinance to exempt any lot located within any locally-designated historic

preservation area from the requirements and approval procedures of the Regional Center Ordinance"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 91, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Dwelling Districts Zoning Ordinance to provide for an exception to the D-8 district regulations affecting locally-designated historic preservation areas"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 97, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 98, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ruby Miller to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 99, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 101, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald J. Hargadon to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 102, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joe M. Rink to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 103, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Rudy Hightower to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 104, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Phillip Hinkle to the Marion County Board of Tax Adjustment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 105, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Ron Franklin to the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 106, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Michael McQuillen to

the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 107, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Henry C. Bock, M.D. to the Health & Hospital Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 108, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Philip D. Pecar to the Health & Hospital Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 109, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing J. Lloyd Grannon to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 110, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Chris R. Lowery to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 111, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing William S. Gardiner to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 112, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 113, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Philip C. Borst, D.V.M. to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 114, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 116, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Howard Howe to the Transportation Board"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 117, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Holley Holmes to the Transportation Board"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 118, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Louis Lopez to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 119, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Sue Shively to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 120, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Doris Stigler to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 121, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing W. Tobin McClamroch to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 122, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing J. Byron Jensen to the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 123, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Jeffrey Roberts to the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 124, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Lelia Smith to the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 125, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mark DeFabis to the Indianapolis City-Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 126, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Claudia Prosser to the Indianapolis City-Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 127, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Sara Mitten Snyder to the Indianapolis City-Market Corporation Board of Directors"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 128, 1992. Introduced by Councillors Boyd and West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 129, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 130, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 131, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 132, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mark A. Gibson to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 133, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 135, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 136, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Alice Buckler to the Juvenile Detention Center Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 137, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Betty W. Enloe to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 78, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 78, 1992 on February 19, 1992. The proposal is a special ordinance authorizing the Amendment of Documents relating to \$2,300,000 City of

Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) (Dated as of March 1, 1983). These bonds were issued in 1983 for Wulsin Associates for the acquisition and renovation of the Wulsin Building, 222 East Ohio Street. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 78, 1992 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

2 NOT VOTING: Black, Short

1 NOT PRESENT: Schneider

Proposal No. 78, 1992 was retitled SPECIAL ORDINANCE NO. 1, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1992

A SPECIAL ORDINANCE approving the execution of document amendments relating to previously-issued City of Indianapolis Economic Development Revenue Bonds, Series 1983 (Wulsin Associates Project) and approving and authorizing other actions in respect thereto.

WHEREAS, City of Indianapolis (the "Issuer") issued its Economic Development Revenue Bonds, Series 1983 (Wulsin Associates Project) (the "Bonds"), pursuant to a Trust Indenture dated as of March 1, 1983 (the "Indenture") with INB National Bank (formerly, The Indiana National Bank, as Trustee (the "Trustee"), and loaned the proceeds thereof to Wulsin Associates (the "Company") pursuant to a Loan Agreement, Mortgage and Security Agreement between the Issuer and the Company dated as of March 1, 1983 (the "Loan Agreement") as evidenced by the Company's execution of its First Mortgage Note, Series 1983 (the "Series 1983 Note"); and

WHEREAS, pursuant to Section 902 of the Indenture the Issuer and the Trustee may, with the approval of The Cincinnati Insurance Company, or registered assigns (the "Bondholder"), enter into an indenture supplemental to the Indenture as shall be deemed necessary and desirable by the Issuer for the purpose of modifying, altering, amending, adding to or rescinding, in any particular, any of the terms or provisions contained in the Indenture including, with the consent of the holder of the affected bonds an extension of the stated maturity or reduction in the principal amount of, or reduction in the rate or extension of the time of paying of interest on or reduction of any premium payable on the redemption of any bonds; and

WHEREAS, Section 902 of the Indenture provides that a supplemental indenture which affects any rights of the Company shall not become effective unless and until the Company shall have consented in writing to the execution and delivery of such supplemental indenture; and

WHEREAS, Section 903 of the Indenture provides that no amendment or supplement may be made to the Indenture without the prior written consent of INB National Bank as letter of credit bank (the "Bank"); and

WHEREAS, the Bondholder has given notice to the Trustee of its demand pursuant to Section 501(b)(ii) of the Indenture that the Bonds be purchased by the Company on December 31, 1991; and

WHEREAS, pursuant to Section 9.1 of the Loan Agreement but subject to the provisions of Article X of the Indenture and, subject to the consent of the Trustee and the Bank, the Company and the Trustee may, from time to time, enter into such supplements and amendments to the Loan Agreement as to them may seem necessary or desirable to effectuate the purposes or intent thereof; and

WHEREAS, Section 1003 provides that payments of principal and interest under the Loan Agreement and the Notes (as therein defined) may be altered by an amendment to the Loan Agreement with the consent of the holders of all the Bonds at the time outstanding, and of the Bank; and

WHEREAS, the Company has not timely made the December 31, 1991 payment due on the Series 1983 Note, and has failed to purchase the Bonds on December 31, 1991, as required by Section 501(b)(ii) of the Indenture; and

WHEREAS, the Company and the Bondholder have agreed, subject to the approval of the Issuer and the Bank, to make certain changes to the terms of the Bonds, the Indenture and the Loan Agreement which changes are set forth in a 1992 Supplemental Indenture To The Indenture dated as of February 1, 1992 (the "1992 Supplemental Indenture"), a 1992 Amendment To The Loan Agreement (the "1992 Amendment To The Loan Agreement") dated as of February 1, 1992, an Amended and Restated First Mortgage Note, Series 1983 from the Company to the Issuer (the "Amended and Related Note") and the amended form of the Bond to be dated as of February 1, 1992 (the "Bond, as amended"); and

WHEREAS, the continuing exclusion from gross income of the interest on the Bonds for federal income tax purposes may be subject to the Issuer's approval of modifications to the terms of the Bonds;

WHEREAS, the Indianapolis Economic Development Commission on February 19, 1992 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the 1992 Supplemental Indenture, 1992 Amendment To The Loan Agreement, Amended and Restated Note and Bond, as amended (collectively referred to as the "Amended Documents") complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Amended Documents by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Amended Documents will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Amended Documents approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Amended Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Amended Documents approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Amended Documents approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(10).

Section 4. The provisions of this ordinance and the Amended Documents shall constitute a contract binding between the City of Indianapolis and the parties to the Amended Documents, and after the execution of the Amended Documents, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Amended Documents shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 92-96, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 20, 1992". Councillor Black moved that Proposal No. 93, 1992 be scheduled for a public hearing:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 93, 1992 (Rezoning Petition No. 91-Z-174) be scheduled for a hearing before this Council at its next regular meeting on March 16, 1992 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ Elwood Black

February 24, 1992

By Consent the motion was adopted. Proposal No. 93, 1992 is identified as follows:

91-Z-174 CENTER TOWNSHIP, COUNCILMANIC DISTRICT #09.
3737-47 NORTH COLLEGE AVENUE, INDIANAPOLIS.
CONTINENTAL REALTY AND DEVELOPMENT COMPANY, by Thomas Michael Quinn and Michael D. Keele, requests the rezoning of 0.55 acre, being in the D-8 District, to the C-3 classification to provide for commercial development.

The Council did not schedule Proposal Nos. 92, 94, 95 and 96, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 92, 94, 95 and 96, 1992 were retitled REZONING ORDINANCE NOS. 22-25, 1992 and are identified as follows:

REZONING NO. 22, 1992. 91-Z-170 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.
33 NORTH FLEMING STREET, INDIANAPOLIS.
BETTY J. STONE requests the rezoning of 0.61 acre, being in the C-3 District, to the D-5 classification to provide for residential development.

REZONING NO. 23, 1992. 91-Z-178 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #11.
5331 EAST 38TH STREET, INDIANAPOLIS.
KYONGCHANG KUM, by James L. Tbuhy, requests the rezoning of 1.2 acres, being in the D-4 District, to the C-3 classification to provide for retail sales of women's apparel.

REZONING NO. 24, 1992. 92-Z-7 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
5354 WEST 62ND STREET (approximate address), INDIANAPOLIS.
NATIONAL BENEVOLENT ASSOCIATION OF THE CHRISTIAN CHURCH (DISCIPLES OF CHRIST), by Mary E. Solada, requests the rezoning of 70.96 acres, being in the D-P District, to the D-P classification to permit a day care center in an existing planned unit development and to modify the site plan approved with petitions 85-Z-183/85-DP-8.

REZONING NO. 25, 1992. 92-Z-8
6825 SUNNYSIDE ROAD, (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #05.
MSE CORPORATION requests the rezoning of 38.8 acres, being in the D-A/FP/FW District, to the D-3/FP/FW classification.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 4 and 5, 1992. PROPOSAL NO. 4, 1992. The proposal appropriates \$450,500 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. PROPOSAL NO. 5, 1992. The proposal appropriates \$297,206 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court. Councillor Dowden asked for consent to postpone Proposal Nos. 4 and 5, 1992 until March 16, 1992. Consent was given.

PROPOSAL NO. 29, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 29, 1992 on February 19, 1992. The proposal transfers and appropriates \$90,700 to technically amend the budget with respect to allocations for Public Defender Services. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 29, 1992, as amended, was adopted on the following roll call vote; viz:

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24 YEAS: *Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams*

0 NAYS:

4 NOT VOTING: *Beadling, Borst, Hinkle, Smith*

1 NOT PRESENT: *Schneider*

Proposal No. 29, 1992, as amended, was retitled FISCAL ORDINANCE NO. 10, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Ninety Thousand Seven Hundred Dollars (\$90,700) in the County General Fund for purposes of Public Defender Services and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Sections 2.01 (ee), (ff), (gg), (hh), (ii), (jj), (vv), (xx), and (ccc) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated to technically amend the budget to corrected allocations for Public Defender Services.

SECTION 2. The sum of Ninety Thousand Seven Hundred Dollars (\$90,700) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$ 2,880
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM TWO</u>	
3. Other Services and Charges	3,600
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE</u>	
3. Other Services and Charges	2,880
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR</u>	
3. Other Services and Charges	2,158
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE</u>	
3. Other Services and Charges	3,600
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX</u>	
3. Other Services and Charges	3,595
<u>SUPERIOR COURT, GENERAL TERM REPORTER</u>	
3. Other Services and Charges	8,420
<u>COMBINED - PUBLIC DEFENDER SERVICES, COURT SERVICES</u>	
3. Other Services and Charges	63,567
TOTAL INCREASE	\$90,700

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COURT SERVICES</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$83,000
<u>COMBINED - PUBLIC DEFENDER SERVICES, SUPERIOR COURT, TITLE IV-D COURT</u>	
3. Other Services and Charges	7,700
TOTAL REDUCTION	\$90,700

February 24, 1992

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 53, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 53, 1992 on February 11, 1992. The proposal appropriates \$4,000 for the County Surveyor to cover training expenses. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 53, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Boyd*

1 NOT PRESENT: *Schneider*

Proposal No. 53, 1992 was retitled FISCAL ORDINANCE NO. 11, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Thousand Dollars (\$4,000) in the Surveyor's Corner Perpetuation Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the Surveyor's Corner Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (j) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Surveyor to obtain training in Global Positioning System Surveying.

SECTION 2. The sum of Four Thousand Dollars (\$4,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SURVEYOR</u>	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
3. Other Services and Charges	<u>\$4,000</u>
TOTAL INCREASE	\$4,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Surveyor's Corner Perpetuation Fund	<u>\$4,000</u>
TOTAL REDUCTION	\$4,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 55, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 55, 1992 on February 19, 1992. The proposal appropriates \$117,000 for the Presiding Judge of the Municipal Court to continue the Treatment Alternatives to Street Crimes program funded by a state grant. By a 6-0

vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 55, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Curry, Dowden*

1 NOT PRESENT: *Schneider*

Proposal No. 55, 1992 was retitled FISCAL ORDINANCE NO. 12, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Seventeen Thousand Dollars (\$117,000) in the State and Federal Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to continue the Court's Treatment Alternatives to Street Crimes Grant.

SECTION 2. The sum of One Hundred Seventeen Thousand Dollars (\$117,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$ 65,721
3. Other Services and Charges	39,121
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	12,158
TOTAL INCREASE	\$117,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$117,000
TOTAL REDUCTION	\$117,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 24, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 24, 1992 on February 11, 1992. The proposal

approves a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis. Councillor Rhodes explained that under the present structuring of American Cablevision of Indianapolis 82% is owned by Time Warner Inc. (TWI) and 18% by public shareholders. Under the new structure TWI would own 87.5% as General Partners and two Japanese companies, Toshiba Corporation and C. Itoh & Company Ltd., would own 12.5% as Limited Partners. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Rhodes stated that Councillor Curry had asked the following two questions in Committee: 1) if there will be a substantial amount of cash infused into the surviving partnership and will that investment increase from a balance sheet viewpoint, and 2) if the equity of the new partnership exceeded the equity of the old partnership. That information was not available at the Committee meeting, so Councillor Rhodes asked Jay Satterfield, President, American Cablevision of Indianapolis, Inc., to answer those two questions at this time.

Mr. Satterfield stated that there will be no increase in asset value. The assets will be kept at book value other than the 18% that has been publicly held--that will be recorded at the purchase value.

Councillor Gilmer stated that the City would not consider having 12.5% of the City vehicles made by Japanese, but this proposal permits the Japanese to have a 12.5% share of the City's communication. He urged the Councillors to vote against this proposal.

Councillor Black said that he will be voting against this proposal because of the preservation of American jobs and the potential increase in rates.

Councillor Franklin said that he understood it is a world market, but he does not believe that the United States has fair trade with Japan at present.

Councillor Jimison asked if the change of ownership will occur without the City of Indianapolis' approval. Mr. Satterfield replied that 60% of the franchises have to be transferred before the deal can be consummated.

Councillor West stated that the National Association of Television Officers Association (NATOA) is holding its regional meeting in Washington on March 5-6, 1992. He suggested that it would be beneficial to discuss this matter further after finding out what is occurring in other cities about this whole dilemma.

Councillor Boyd stated that he is persuaded by Councillor West's comments and moved to table Proposal 24, 1992, as amended, until the March 16, 1992 Council meeting.

Councillor Hinkle moved to amend Councillor Boyd's motion by sending the proposal back to committee for further deliberation. Councillor Boyd agreed to Councillor Hinkle's amendment.

Proposal No. 24, 1992, as amended, was returned to committee on the following roll call vote; viz:

19 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Dowden, Giffin, Golc, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Smith, West
8 NAYS: Black, Franklin, Gilmer, Howard, Jimison, Rhodes, Short, Williams

1 NOT VOTING: Curry

1 NOT PRESENT: Schneider

President SerVaas stated that there has been a big market all over the country with cable franchises and the price is bid up to a point where the buyer has to raise the cable rates to pay off the franchise. Time Warner has a very big debt and, in his opinion, is trying to reduce its debt by selling off some of its assets. It just so happens that its buyer is not very popular.

PROPOSAL NO. 43, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 43, 1992 on February 18, 1992. The proposal amends the Sign Regulations of Marion County by revising and relocating the definition of "integrated center". By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 43, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith

0 NAYS:

5 NOT VOTING: Dowden, Howard, Short, West, Williams

1 NOT PRESENT: Schneider

Proposal No. 43, 1992 was retitled GENERAL ORDINANCE NO. 3, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 91-AO-2

A GENERAL ORDINANCE to amend the Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Sign Regulations for Marion County, and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Sign Regulations of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 71-AO-4, as amended, be further amended as follows:

A. That Section 14.02, be amended by deleting the stricken-through language and inserting the underscored language as follows:

6. Erect means to construct, build, raise, assemble, place, affix, attach, create, paint, draw or in any other way bring into being or establish.
7. Exit roadway means any public road or turning roadway including deceleration lanes, by which traffic may leave the main-traveled way of an interstate highway, freeway or expressway to reach the general road system within the county, irrespective of whether traffic may also enter the main-traveled way by such road or turning roadway.
8. Expressway means a thoroughfare designated as an "expressway" on the Official Thoroughfare Plan for Marion County, Indiana ~~as adopted by Resolution 69-CPS-R-5 of the Metropolitan Development Commission of Marion County.~~
9. Extension means any vertical or horizontal embellishments to a 10.5 foot by 36 foot or 14 foot by 48 foot advertising sign designed as a part of and integrally incorporated into the announcement, declaration, device, demonstration or insignia used as a part of an advertising sign. An extension

shall have a maximum vertical dimension of four (4) feet above the top of a sign, a maximum horizontal dimension of one (1) foot to the sides of the sign and a maximum horizontal dimension of one (1) foot to the bottom of the sign.

10. Freeway means a thoroughfare designated as a "freeway" on the Official Thoroughfare Plan for Marion County, Indiana, ~~as adopted by Resolution 69 CPS R-5 of the Metropolitan Development Commission or Marion County.~~
11. Ground sign means a sign which is supported by one or more uprights or braces in the ground with sign surface extending downward to or near ground level.
12. Highway means an interstate highway, freeway or expressway as herein defined.
13. Incidental sign: a name plate or sign relating the lot or use thereof and designating accessory uses, direction, identification, information, or real estate for sale, rent, or lease.
14. Informational site means an area or site established and maintained within or adjacent to the right-of-way of a highway on the interstate system by or under the supervision or control of a state highway department, wherein panels for the display of advertising and informational signs may be erected and maintained.
15. Integrated center means an area of development (commercial, industrial or any combination of commercial, industrial and residential uses) of one or more lots, comprised of:
 - a. two or more individual, nonrelated and separately operated uses in one building sharing common site facilities; or
 - b. one or more buildings containing non-related and separately operated uses occupying a common site, which utilize one or a combination of common site facilities, such as driveway entrances, parking areas, driving lanes, signs, maintenance and similar common services; or
 - c. one or more buildings containing non-related and separately operated uses occupying individual sites, which are interrelated by the utilization of one or a combination of common facilities, such as driveway entrances, public or private street network, parking areas, maintenance and other services.
- 15 16. Interstate highway means a federal aid interstate highway as constructed and designated by the Indiana State Highway Department with the prefix "I", as, for example, "I-465".
- 16 17. Legible means capable of being read without visual aid by a person of normal visual acuity.
- 17 18. Lot: A piece, parcel, plot or tract of land designated by its owner or developer to be used, developed or built upon as a unit under single ownership or control and occupied or intended for occupancy by a use permitted in the zoning ordinances for Marion County, Indiana, including one (1) or more main buildings, accessory uses thereto and the required yards as provided in the zoning ordinances of Marion County, Indiana, and may consist of:
 - a. A single lot of record.
 - b. A portion of a lot of record.
 - c. A combination of complete lots of record, or complete lots of record and portions of lots of record, or of portions of lots of record.

A lot may or may not coincide with a lot of record.

For the purpose of this definition, the ownership of a lot shall be defined to include:

- a. The person(s) who holds either fee simple title to the property or is a life tenant as disclosed in the records of the township assessor;
- b. A contract vendee;
- c. A long-term lessee (but only if the lease is recorded among the records of the County Recorder and has at least twenty-five (25) years remaining before its expiration at the time of applying for a permit).

A lot may be divided into two (2) or more lots, provided that all resulting lots and all buildings thereon shall comply with all of the applicable provisions of the zoning ordinances of Marion County. If such a lot, however, is occupied by a nonconforming building, such lot may be subdivided provided such subdivision does not create a new noncompliance or increase the degree of noncompliance of such building.

- ~~18~~ 19. Lot of record: A lot which is part of a subdivision or a lot or a parcel described by metes and bounds, the description of which has been so recorded in the office of the recorder of Marion County, Indiana.
- ~~19~~ 20. Lot size shall mean the area of a lot that is available for use or development and does not include any area lying within the right-of-way of any public or private street ~~or~~ easement for access or egress into the subject lot or adjoining lots.
- ~~20~~ 21. Maintain means to allow to exist.
- ~~21~~ 22. Main-traveled way means the traveled way of a highway on which through traffic is carried. In the case of a divided highway, the traveled way of each of the separated roadways for traffic in opposite directions is a main-traveled way. The term "main traveled way" does not include such facilities as frontage roads, turning roadways, or parking areas.
- ~~22~~ 23. Pole sign: a sign which is supported by one or more uprights or braces in the ground with all of the sign surface attached to or supported by any such upright or brace located at a minimum of nine (9) feet above the ground level.
- ~~23~~ 24. Projecting sign: a sign attached only to a building and projecting outward therefrom more than eighteen (18) inches, with a maximum permitted horizontal dimension of eight (8) feet from the building at the greatest distance.
- ~~24~~ 25. Protected areas means all areas inside the boundaries of Marion County which are adjacent to and within six hundred and sixty (660) feet of the edge of the right-of-way of all highways within the county. Where a highway terminates at a county boundary which is not perpendicular or normal to the centerline of the highway, "protected areas" also means all areas inside the boundary of such county which are within six hundred and sixty (660) feet of the edge of the right-of-way of the highway in the adjoining county.
- ~~25~~ 26. Pump-island sign: a sign either affixed directly to a gasoline pump or otherwise attached to the pump or pump island.
- ~~26~~ 27. Roof sign: a sign erected, constructed, and maintained upon the roof of a building.
- ~~27~~ 28. Temporary sign: any sign or sign structure not permanently affixed or installed and intended for short-term use.
- ~~28~~ 29. Trade name shall include brand name, trademark, distinctive symbol, or other similar device or thing used to identify particular products or services.
- ~~29~~ 30. Traveled way means the portion of a roadway for the movement of vehicles, exclusive of shoulders.
- ~~30~~ 31. Turning roadway means a connecting roadway for traffic turning between two intersection legs of an interchange, between two interstate highways.
- ~~31~~ 32. Scenic area means any public park or area of particular scenic beauty or historical significance designated by or pursuant to local or state law as a scenic area.
- ~~32~~ 33. Sign shall mean and include any outdoor announcement, declaration, device, demonstration, or insignia used for direction, information, identification, or to advertise or promote any business, product, activity, services, or any interests, but shall not include any traffic control, informational or directional sign placed within the right-of-way of any highway or public road by a governmental agency or unit having authority to do so under any law.
- ~~33~~ 34. Sign encroachment: the placement of a sign or sign structure or the extension of any part of a sign or sign structure into a required yard or public right-of-way in violation of the requirements of the zoning ordinances.

- ~~34~~ 35. Sign facing: the surface of the sign upon, against, or through which the message of the sign is exhibited.
- ~~35~~ 36. Sign structure: the supports, uprights, bracing, and framework for the sign. In the case of a sign structure consisting of two or more sides, where the angle formed between any of the sides (or the projection thereof) exceeds fifteen (15) degrees, each side shall be considered a separate sign structure.
- ~~36~~ 37. Sign surface: the entire area within a single, continuous perimeter enclosing all elements of the sign which form an integral part of the display. For business signs, open spaces not in excess of twelve (12) inches between the elements of the sign shall not be included in the calculation of sign surface area; provided, however, the total open space between all elements shall not exceed twenty-five (25) percent of the total area enclosed by the continuous perimeter line.
- ~~37~~ 38. Visible means capable of being seen (whether or not legible) without visual aid by a person of normal visual acuity.
- ~~38~~ 39. Wall sign: a sign which is affixed to an exterior wall of a building, but which does not constitute a projecting sign, as defined herein.
- ~~39~~ 40. Window sign: a sign affixed to a window, being either temporary or permanent.
- ~~40~~ 41. Street: every public way for motor vehicular traffic, whether designated as a street, road, alley, highway or any other term commonly applied to a public way for passage of motor vehicles.

B. That Section 14.06-3(3), be amended by deleting the stricken-through language as follows:

- (3) Signs for integrated centers and industrial parks - in addition to the business signages permitted in (1) above, integrated centers ~~comprising a number of individual, non-related and separately operated uses in one building and sharing common site facilities; or, one or more buildings containing non-related and separately operated uses, occupying a site under one ownership, and utilizing one or a combination of common site facilities such as driveway entrances, parking areas, maintenance, and similar common services~~ and industrial parks may have identification signs as specified below:
- i. Number of integrated center signs - one (1) sign oriented to the principal frontage of the site. In the case of a site located with frontage on two (2) streets shown as primary or secondary thoroughfares in the Official Thoroughfare Plan, one (1) additional sign may be oriented to the secondary frontage.
 - ii. Content - such sign ~~or~~ signs shall be limited to the name of the center ~~of industrial park~~, trademark, product, activity or service of each business, and directional guide to the location of each tenant in the integrated center ~~or park~~.
 - iii. The maximum surface area of the signs shall not exceed one (1) square foot for each lineal foot of frontage of the lot, and shall not exceed a maximum of five hundred (500) square feet for the principal sign and three hundred (300) square feet for the secondary sign.

SECTION 2. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provision of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst asked for consent to hear Proposal No. 77, 1992 at this time. Consent was given.

PROPOSAL NO. 77, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 77, 1992 on February 18, 1992. The proposal amends the Dwelling Districts Zoning Ordinance of Marion County to provide for several minor-technical amendments. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by

Councillor Shambaugh, for adoption. Proposal No. 77, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Borst, Boyd, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith*

0 NAYS:

7 NOT VOTING: *Black, Brents, Coughenour, Dowden, Howard, West, Williams*

1 NOT PRESENT: *Schneider*

Proposal No. 77, 1992 was retitled GENERAL ORDINANCE NO. 4, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 92-AO-1

A GENERAL ORDINANCE to amend the Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Dwelling Districts Zoning Ordinance, and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Dwelling Districts Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 89-AO-2, pursuant to IC 36-7-4, as amended, be further amended by inserting the underscored text and deleting the stricken-through text as follows:

Sec. 2.00 Central Business Zoning District regulations.

A. After the effective date of this ordinance:

1. With the exception of legally established nonconforming uses, no land, building, structure, premises or part thereof shall be used or occupied except in conformity with these regulations and for uses permitted by this ordinance. Signs, however, are regulated by the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.
2. A lot may be divided into two (2) or more lots, provided that all resulting lots and all buildings thereon shall comply with all of the applicable provisions of the Dwelling Districts Zoning Ordinance of Marion County. If such a lot, however, is occupied by a nonconforming building, such lot may be subdivided provided such subdivision does not create a new noncompliance or increase the degree of noncompliance of such building.
3. No building, structure, premises or part thereof shall be constructed, erected, converted, enlarged, extended, reconstructed or relocated except in conformity with these regulations and for uses permitted by this ordinance with the exception of signs, which are regulated by the Sign Regulations of Marion County, 71-AO-4, as amended, and of the following provisions:
 - a. Restoration of Legally Established Nonconforming Uses, Structures, Buildings. Legally established nonconforming uses and structures or buildings may be restored to their original dimensions and conditions if damaged or partially destroyed by fire or other disaster provided the damage or destruction does not exceed two-thirds (2/3) of the gross floor area of the building, structure or facilities affected. Except, however, all land within any Flood Control District shall be bound by the forty percent (40%) limitation of Section 2.00, B.2. of the Flood Control Districts Zoning Ordinance of Marion County, Indiana, (71-AO-3, as amended).
 - b. Discontinuation of Nonconformity. The lawful nonconforming use or occupancy of any lot, in a Dwelling District, existing at the time of the effective date of this ordinance, may be continued as a nonconforming use, but if such nonconforming use is discontinued for one (1)

year, any future use or occupancy of said land shall be in conformity with the provisions of this ordinance.

- c. Legally Established Nonconforming Uses - Public Schools. Any legally established nonconforming use public elementary, middle, junior high or high school (including any structures, facilities and parking areas accessory thereto) may be converted, enlarged, extended, reconstructed or relocated for such public school use on the same lot or parcel as it existed on August 8, 1966, provided such school building, structure, facilities and parking area shall conform to the minimum yard and setback requirements of the applicable DWELLING DISTRICT.

d. Side and rear yard exceptions.

- (1) The minimum side and rear yard setback requirements of the D-S, D-1, D-2, D-3, D-4, D-5, D-5II and D-8, (for a lot containing single or two- dwelling units) Zoning Districts shall be subject to the following exceptions:

- i. Legally established, detached, accessory garages may be reconstructed on an existing foundation even though such reconstruction would not comply with required side or rear yards.
- ii. The primary building may be enlarged or extended along a legally established nonconforming side yard between the established front setback line and the established rear setback line of the primary building provided that the lineal footage of such enlargement or extension does not exceed fifty percent (50%) of the lineal footage of the primary building along that side setback line.

- (2) The minimum side and rear yard setback requirements of all Dwelling Zoning Districts shall be subject to the following exception:

Eave or cornice overhangs, bay windows, chimneys and other similar appurtenant structural projections from a primary or accessory building may encroach into a required side or rear yard no more than two (2) feet.

- e. Lot area, lot width exception. Any lot recorded or any platted lot recorded prior to the adoption of this ordinance, having less than the minimum lot area or minimum lot width required by the applicable DWELLING DISTRICT regulations of this ordinance for a single-family dwelling, shall be deemed an exception to such minimum lot area and lot width requirement, and a single-family dwelling may be constructed hereon provided all other requirements of this ordinance, including minimum yard and setback requirements, shall be maintained.

f. D-A District exceptions

- ~~(1) Any single family dwelling on any lot in a D-A District, developed prior to the adoption of this ordinance under the applicable A-1 or A-2 Agricultural District standards of the Marion County Master Plan Permanent Zoning Ordinance, may be converted, enlarged, extended, reconstructed or relocated if such activity is in accordance with the standards previously applicable thereto as said lot was previously zoned. Except, however, the previously applicable size limitations for garages and other accessory use standards shall not be applicable, in which case the standards of this ordinance shall apply.~~

- ~~(2) For any lot or platted lot in the D-A District recorded prior to the adoption of this ordinance, having less than the minimum lot area or minimum lot width required by the D-A District regulations of this ordinance, the following development standards may be modified as set forth below:~~

~~i. minimum lot width at setback: 80 feet.~~

~~ii. minimum side yard setback: aggregate 24 feet, provided no side yard shall be less than twelve (12) feet.~~

~~iii. minimum rear yard setback: fifteen (15) feet.~~

~~iv. minimum street frontage: 80 feet on a public street right of way.~~

- ~~g. f~~ D-6 and D-6II District single family exception. In the D-6 and D-6II District, a single or two-family dwelling, including accessory structures, may be constructed, erected, enlarged, extended, or reconstructed on any platted lot recorded prior to the adoption of this ordinance which was specifically platted for single family dwelling purposes. Such development shall be in accordance with the approved plat, any restrictions thereof, and any commitments resulting from the rezoning of such lot.
4. The front setback and minimum front yard requirements of all Dwelling Zoning Districts shall be subject to the following exception for all land within the Town of Meridian Hills, Indiana:
- The required front setback and minimum yard requirements applicable to all land within the Town of Meridian Hills, Indiana, however presently zoned, shall be not less than the standards of the Class R-1, R-2, and R-3 area Districts, respectively, previously applicable thereto as said land was formerly zoned, in accordance with the Meridian Hills Zone Map and section 12 of the Zoning Ordinance of the Town of Meridian Hills, Indiana, General Ordinance No. 1, 1946, prior to the effective date of the comprehensive Dwelling Districts Zoning Ordinance of Marion County, Indiana, Ordinance 66-AO-2, which rezoned and reclassified said land. (Said Zoning Ordinance of the Town of Meridian Hills, Indiana, section 12 and Meridian Hills Zone Map, adopted by the Marion County Council March 28, 1957, as a part of Marion County Council Ordinance No. 8-1957, are hereby incorporated herein by reference).
5. Secondary Means of Escape.
- Any secondary means of escape which includes, but is not limited to, fire escapes or similar emergency accesses, shall be located on the rear or side facades of the building or structure. In the case of a building or structure located on a corner lot, the secondary means of escape shall not be located on the facade of any building or structure which has frontage along a public or private street.
6. Side Yard Setback - Zero Lot Line Option.
- The minimum side yard setback requirements of the D-S, D-1, D-2, D-3, D-4, D-5, and D-5II Zoning Districts shall be subject to the following exceptions:
- Any plat of a subdivision submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce the minimum side yard requirement for one side yard of each lot to zero (0) feet provided that:
- A minimum distance of ten (10) feet shall be required and maintained between all buildings on adjacent lots; and,
 - No windows or doors shall be provided or maintained on that portion of the structure which reduces the required side yard by use of this exception; and,
 - The aggregate side yard(s) is provided on the lot according to the applicable dwelling district regulations; and,
 - An easement, providing for the continual maintenance of that portion of the structure which reduces the required side yard by use of this exception, is provided, recorded and maintained.
7. Exceptions to dwelling district development standards for the development of Cluster Subdivisions.
- In any plat of a subdivision recorded after January 1, 1990 in the D-S, D-1, D-2, D-3 and D-4 Zoning Districts the following exceptions shall apply.
- Any subdivision, the plat of which is submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana may be developed as a cluster subdivision in accordance with the following:
- Purpose. Cluster subdivisions are intended to allow greater flexibility in design and development of subdivisions, in order to produce innovative residential environments, provide for more efficient use of land, protect topographical features, and permit common area and open space. To accomplish this purpose, the following regulations and exceptions shall apply only to cluster subdivisions.

- b. Exceptions to dwelling district development standards. Exceptions to the development standards relating to the subdivision's lot size, shape and dimensions may be permitted for individual lots within a cluster subdivision, as follows:

- (1) Project Area (Minimum Size of Subdivision). There shall be a minimum of five (5) acres required for the development of a cluster subdivision. The tract of land to be developed shall be in one ownership or shall be the subject of an application filed by the owners of the entire tract. The tract shall be developed as a unit and in the manner approved.
- (2) Project Density. The overall maximum density of the proposed cluster subdivision shall remain the same as that permitted by developing the same site area into developable lots in full compliance with the applicable underlying dwelling district regulations and The Subdivision Control Ordinance of Marion County, Indiana.
- (3) Sewers. Attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in any cluster subdivision with a minimum lot area of less than 24,000 sq. ft.
- (4) Area, Width, Setback, and Open Space for Individual Lots. Individual lots in a cluster subdivision are exempt from the following development standards of the applicable dwelling district:
 - i. minimum lot area.
 - ii. minimum lot width.
 - iii. minimum lot width at setback.
 - iv. minimum side and rear yard setback regulations. Minimum side and rear yard setback regulations may be modified by the following:
 - (a) Setback from any subdivision boundary property lines: Twenty (20) feet.
 - (b) The minimum rear yard setback: Fifteen (15) feet.
 - (c) The minimum side yard setback shall have a minimum depth in accordance with Section 2.00, A, 6., Side Yard Setback - Zero ~~Lot Line Option~~ with the exception that provision 2.00, A, 6, c. shall not apply when utilizing the Cluster Subdivision Exception.

Sec. 2.01 D-A Dwelling Agriculture District Regulations

B. D-A Development Standards

1. Use.
 - a. No operations or activities for pecuniary gain which package products for final market distribution or which mechanically, electrically or chemically transform raw materials into new products, other than cultivation or animal husbandry, shall be permitted.
 - b. The use of lakes and ponds shall not include commercial or recreational activities which are open to the general public for a fee.
2. Minimum lot area: Three (3) acres, unless subject to Section 2.01, C, D-A District Exceptions.
3. Minimum lot width and street frontage.
 - a. Minimum lot width at the required setback line: 250 feet, provided, however, a minimum lot width of 125 feet shall be maintained between the right-of-way line and the front setback line established by existing structures on the lot or structures proposed for the lot. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
 - b. Minimum street frontage: Each lot shall have at least 125 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
4. Minimum setback lines and yards.

- a. Minimum setback line and front yard: Front yards having a minimum depth in accordance the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
- b. Minimum rear yard: 75 feet. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
- c. Minimum side yard: Aggregate: 75 feet Provided, however, no side yard shall be less than 30 feet. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
5. Minimum open space: 85 percent of the lot area. However, in the case of greenhouses and plant nurseries, the minimum open space shall be fifty (50) percent of the lot area. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
6. Maximum height.
 - a. Primary building (single-family dwelling): 35 feet. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
 - b. Accessory buildings to a single-family dwelling: 20 feet. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
 - c. Accessory buildings essential to an agricultural enterprise: unlimited. These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.
7. Minimum main floor area. Minimum main floor area of the primary building (single-family dwelling), exclusive of garage, carports, and open porches:
 - * One-story building: 1,200 sq. ft.
 - * Building higher than one story: 800 sq. ft., provided the total floor area shall be at least 1,200 sq.ft.

These provisions may be subject to the exceptions of Section 2.01, C, D-A District Exceptions.

8. Off-street parking and public streets. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

C. D-A District exceptions.

1. Existing dwelling on a lot developed prior to December 20, 1989. Any single-family dwelling on any lot in the D-A District, developed prior to December 20, 1989 under the applicable A-1 or A-2 Agricultural District standards of the Marion County Master Plan Permanent 1989 Zoning Ordinance, may be converted, enlarged, extended, reconstructed or relocated if such activity is carried out in accordance with the previously applicable standards for the lot.

However, the previously applicable size limitations for garages and other accessory use standards found in the A-1 or A-2 Districts shall not apply, but rather the standards of the D-A District of this ordinance shall apply.

2. Vacant lot recorded prior to December 20, 1989. For any lot or platted lot in the D-A District recorded prior to December 20, 1989, having less than the minimum lot area or minimum lot width required by the D-A District regulations of this ordinance, the following development standards may be applied to the lot, rather than those listed for the District:
 - a. Minimum lot width at the required setback line: eighty (80) feet.
 - b. Minimum street frontage: eighty (80) feet on a public street right-of-way.
 - c. Minimum rear yard: fifteen (15) feet.
 - d. Minimum side yard: aggregate - twenty-four (24) feet, provided no side yard shall be less than twelve (12) feet.

3. Exception to the accessory use regulations of Section 2.19 Relative to agricultural enterprises. For those lots on which an agricultural enterprise is being conducted, the accessory use requirements of Section 2.19, B, 1, a, and c shall not apply.

Section 2.02 D-S Dwelling Suburban District Regulations

B. D-S Development standards.

2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line: 150 feet. Provided, however: Any plat of a subdivision consisting of 5 or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to 20 percent of the total number of lots within said plat, to the extent of up to 20 percent below such 150-foot requirement.
- b. Minimum street frontage: Each lot shall have at least 75 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.03 D-1 Dwelling District One Regulations

B. D-1 Development standards.

2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line: 90 feet. Provided, however: Any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 90-foot requirement.
- b. Minimum street frontage: Each lot shall have at least 45 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.04 D-2 Dwelling District Two Regulations

B. D-2 Development standards.

2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line:

- * Single-family Dwelling: 80 feet.
- * Two-family Dwelling: 120 feet (on each street).

Provided, however: Any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 80-and 120-foot requirements.

- b. Minimum street frontage: Each lot shall have at least 40 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.05 D-3 Dwelling District Three Regulations

B. D-3 Development standards.

2. Minimum lot width.

- a. Minimum lot width at the required setback line:

- * Single-family Dwelling: 70 feet.
- * Two-family Dwelling: 105 feet (on each street).

Provided, however: Any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 70-and 105-foot requirements.

- b. Minimum street frontage: Each lot shall have at least 35 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.06 D-4 Dwelling District Four Regulations

- B. D-4 Development standards.

- 2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line:

- * Single-family Dwelling: 60 feet
- * Two-family Dwelling: 90 feet (on each street)

Provided, however: Any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of the ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 60- and 90- foot requirements.

- b. Minimum street frontage: Each lot shall have at least 30 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.07 D-5 Dwelling District Five Regulations

- B. D-5 Development standards.

- 2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line:

- * Single-family Dwelling: 50 feet.
- * Two-family Dwelling: 90 feet (on each street).

- b. Minimum street frontage: Each lot shall have at least 25 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.08 D-5III Dwelling District Five-Two Regulations

- B. D-5II Development standards.

- 2. Minimum lot width and street frontage.

- a. Minimum lot width at the required setback line:

- * Single-family Dwelling: 40 feet.
- * Two-family Dwelling: 80 feet (on each street).

- b. Minimum street frontage: Each lot shall have at least 25 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.12 D-8 Dwelling District Eight Regulations

- B. D-8 Development standards - single and two-family.

- 1. Minimum lot area: There shall be no required lot area other than the land area necessary to provide for the development requirements of paragraphs 2, 3, and ~~5~~ 4 and 6 of this sub-section B.

Provided, however: Attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. Minimum lot width and frontage.

- a. Minimum lot width at the required setback line: 30 feet.
- b. Minimum lot street frontage: Each lot shall have at least thirty (30) feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

3. Minimum setback lines and yards.

- a. Minimum setback lines and front yard: Front yards having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided along all public street right-of-way lines.
- b. Minimum rear yard: Fifteen (15) feet.
- c. Minimum side yards:

Aggregate: ten (10) feet. No side yard, however, shall be less than four (4) feet.

4. Minimum open space: ~~Sixty-five (65)~~ Fifty-five (55) percent of the lot area.

Section 2.16 D-12 Dwelling District Twelve Regulations

B. D-12 Development standards.

2. Minimum lot width and street frontage.

- a. Minimum lot width at the setback line: 70 feet
- b. Minimum street frontage: Each lot shall have at least 35 feet of frontage on a public street and shall gain direct access from either said street or an abutting alley.

Section 2.19 Accessory Uses

B. Accessory use ~~requirements~~ development standards.

2. Appurtenances.

- a. Such appurtenant features as walks, drainage installations, mailboxes, lamp posts, bird baths, air conditioning units and structures of similar and comparable nature, shall be permitted on any lot.

Provided, however, the front yard of any lot may contain only enough paving, gravel or similar material sufficient for reasonable access to and from the off-street parking area. The remaining front yard shall be landscaped in grass, shrubbery, trees or hedge, or in combination with other similar and suitable vegetative ground cover materials.

- b. The growing of vegetables, grasses, fruits, flowers, shrubs, vines, and trees shall be permitted on any lot, provided such operations are not for profit. In the D-A Dwelling District, the growing of such items may be for profit.
- c. Structural barriers (including, by way of example, a chain link or solid fence, architectural screen, lattice-work or masonry wall), dense landscape plantings (including, by way of example, a continuous hedge of deciduous or evergreen shrubs), shrubs and trees shall be permitted in ~~minimum required~~ front, side and rear yards provided that:

- (1) The height of any structural barrier shall not exceed six (6) feet.
Provided, however:

- i. Any structural barrier in the required front yard shall not exceed forty-two (42) inches in height.
- ii. The measurement of fence height shall be taken from the ground level to the top of the fence, exclusive of fence posts (See Section 2.25, Diagram G).

- iii. Grade mounding, inconsistent with the ground level of the land surrounding the fence, which increases the elevation of the fence, will be included in the measurement of the fence height (See Section 2.25, Diagram H).
 - iv. Fence posts may exceed the maximum height by one (1) foot (See Section 2.25, Diagrams G, H, or I).
 - v. The fence itself may exceed the maximum height by an amount equal to an accompanying drop in topography along the linear run of the fence at that portion of the lot, and shall only exceed the maximum height at that location. In no case, however, shall the fence height exceed eight feet (See Section 2.25, Diagram I).
 - vi. Barbed wire, razor wire and similar type wires shall not be permitted in any residential district as a part of a structural barrier except in the D-A District, where it may be used only in conjunction with an agricultural enterprise.
 - vii. No structural barrier shall be electrified in any manner which could provide for an electrical shock if touched except in the D-A District, where it may be used only in conjunction with an agricultural enterprise.
3. Additional requirements for swimming pools, hot tubs and similar structures. The following additional requirements shall apply to swimming pools or hot tubs:
- a. A swimming pool or hot tub shall not be located in or on any front yard or closer to any side lot line than the required minimum side yard setbacks of the Dwelling District or located closer to any rear lot line than five (5) feet.
 - b. The pool or tub area shall be enclosed by a ~~structural barrier~~ fence, which shall be adequate to prevent persons, children or animals from danger or harm, and shall be equipped with a self-closing, self-latching gate. Such structural barrier shall be a chain-link, ornamental, or solid fence or wall, and:
 - (1) if erected on grade, the fence shall be not less than five (5) feet in height; or,
 - (2) if erected on the deck of an above ground pool or hot tub, the fence or structural barrier on the deck shall be not less than thirty-six (~~30~~ 36) inches in height.
- C. Nonpermitted accessory use activities.
3. Storing of Commercial Motor Vehicles in Dwelling Districts. No commercial motor vehicle or trailer shall be parked, stored, maintained or kept on any property in a Dwelling District, (except those vehicles with a maximum load capacity of three-quarters (3/4) of a ton or less and which serve as the sole vehicular transportation of a resident of the property upon which it is parked, stored, maintained or kept) unless it is within a garage or carport which complies with all the standards and regulations of this ordinance. Commercial motor vehicles that are in the course of making normal and reasonable service calls are exempt from this provision.

Section 2.21 Special Regulations.

- C. ~~Public~~ street requirements.
1. Clear Sight Triangular Area. The following provisions shall apply to all streets, interior access drives or interior access driveways, whether public or private:
- All landscape plantings, structural barriers, shrubs, trees structures or other objects, temporary or permanent, shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following, (See Section 2.25, Diagram F):
- a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty-five (25) feet from the intersection of such street right-of-way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right-of-way lines and pavement edge lines extended; or,
 - b. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right-of-way, the street right-of-way line or

pavement edge line, and the line connecting points twenty-five (25) feet from the intersection of such lines; and,

- c. On a lot which has a driveway, abuts an alley or which is next to a lot which has a driveway, the two clear sight triangular areas are formed by the street right-of-way line, both sides of either the alley right-of-way or of the surface edge of the driveway, and the line connecting points ten (10) feet from the intersection of the street right-of-way and driveway or alley lines extended.

2. Requirements for Public Streets.

1. a. All public streets shall be dedicated to the public and improved and constructed in accordance with the standards set forth in the Subdivision Control Ordinance of Marion County, Indiana and, General Ordinance No. 49 and including the Indianapolis Department of Transportation Standards for Street and Bridge Design and Construction.
2. b. The right-of-way of all streets within the project, which are indicated on the Official Thoroughfare Plan for Marion County, Indiana, or which have been required by zoning, variance, or platting commitment, condition, covenant or parole covenant, to be constructed to specific standards based upon their proposed functional classification shall be dedicated to the public, or the right-of-way thereof shall be reserved for the future.

3. All landscape plantings, structural barriers, shrubs, trees, or other objects shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following:

a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty five (25) feet from the intersection of such street right of way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right of way lines and pavement edge lines extended, or

b. On a lot adjacent to an at grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right of way, the street right of way line or pavement edge line, and the line connecting points twenty five (25) feet from the intersection of such lines.

D. REQUIREMENTS FOR ALL PRIVATE STREETS, INTERIOR ACCESS DRIVEWAYS, AND INTERIOR ACCESS DRIVES FOR ATTACHED MULTIFAMILY DWELLING PROJECTS AND MOBILE DWELLING PROJECTS AND PLANNED UNIT RESIDENTIAL DEVELOPMENTS.

3. Requirements for all private streets, interior access driveways and interior access drives for attached multifamily dwelling projects, mobile dwelling projects and planned unit residential developments.

1. a. All private streets, interior access driveways and interior access drives for attached multifamily projects and mobile dwelling projects and planned unit residential developments shall meet the minimum standards for construction, materials for use in construction, and design as specified by the "Standard Specifications", Indiana Department of ~~Highways~~ Transportation (8-17-1-39), the Indiana Department of ~~Highway~~ Transportation Supplemental Specifications, and the Indianapolis Department of Transportation (DOT) Standards for Street and Bridge Design and Construction. In the event DOT specifications conflict with the Indiana Department of ~~Highways~~ Transportation "Standard Specifications", the most stringent specifications shall govern.

The "Standards Specifications" of the Indiana Department of ~~Highways~~ Transportation is incorporated into this ordinance by reference. Two copies of the "Standard Specifications" are on file and available for public inspection in the office of the Division of Development Services.

Provided, however, that the standard specifications incorporated into this ordinance shall be modified as follows:

- a. (1) Curbing shall not be required in the development of private street, private access driveways and private interior access drives for attached multifamily projects.

- b. (2) Private interior streets, private interior access drives and private interior access driveways for attached multifamily projects, mobile dwelling projects and planned unit residential developments, shall have a minimum width, including gutters, and, if required, curbing, of:
- One-way, no parking - twelve (12) feet.
 - One-way, parking on one side of the street only - twenty (20) feet.
 - Two-way, no parking - twenty (20) feet.
 - Two-way, parking on one side only - twenty-seven (27) feet.
 - Two-way, parking on both sides of the street - thirty-six (36) feet.
2. b. Private street, private interior access drives and private interior access driveways shall be privately maintained (not by governmental agencies) in good condition and free of chuckholes, standing water, weeds, dirt, trash and debris.
- ~~3. All landscape plantings, structural barriers, shrubs, trees, or other objects shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following:~~
- ~~a. On a corner lot, the clear sight triangular area is formed by the street right of way lines, the pavement edge of the drives or driveways and the line connecting points twenty five (25) feet from the intersection of such street right of way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right of way lines and pavement edge lines extended, or~~
- ~~b. On a lot adjacent to an at grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right of way, the street right of way line or pavement edge line, and the line connecting points twenty five (25) feet from the intersection of such lines.~~
4. c. The owner or project management, homeowners' association or other similar organization shall maintain all sidewalks, pedestrian ways, private streets, interior access drives, interior access driveways and parking areas in good repair and reasonably free of chuckholes, standing water, mud, ice and snow.
- D. Reserved.
- E. Off-street parking requirements.
- F. Screening, Landscaping, Lighting and Grounds Maintenance.
2. Landscaping:
- a. All required perimeter yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation, such as, trees, shrubs, grasses or ground cover materials, planted or transplanted and maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets). Loose stone, rock or gravel may be used as a landscaping accent, but shall be limited to only twenty percent (20%) of the area of the required yard in which it is used.
- b. Within the perimeter yards, there shall be at least one tree planted or maintained for every ~~twenty (20)~~ thirty (30) feet of total linear distance along all perimeter yard property lines. Required trees may be grouped together in the perimeter yard, however, in no case shall spacing between said trees exceed sixty (60) feet on center. (Refer to Diagram E).

Section 2.25 Construction of Language and Definitions

B. Definitions.

The words in the text or illustrations of this ordinance shall be interpreted in accordance with the definitions set forth below. The illustrations and diagrams in this section provide graphic representation of the concept of a definition; the illustration or diagram is not to be construed or interpreted as a definition itself.

1. Abut. To physically touch or border upon; or to share a common property line.

2. Access. The way by which vehicles shall have ingress to and egress from a land parcel or property and either the street fronting along said property or parcel or an abutting alley.

That Sec. 2.25 be amended by inserting Diagrams F, G, H and I as attached.

SECTION 2. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

PROPOSAL NOS. 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69, 1992. The President stated that the 14 transportation proposals will be voted on together. PROPOSAL NO. 56, 1992. The proposal amends the Code by authorizing intersection controls in the Cold Spring Estates subdivision (District 16). PROPOSAL NO. 57, 1992. The proposal amends the Code by authorizing intersection controls in the Alcove at Greenbriar subdivision (District 2). PROPOSAL NO. 58, 1992. The proposal amends the Code by authorizing intersection controls in the Brackenwood subdivision (District 2). PROPOSAL NO. 59, 1992. The proposal amends the Code by authorizing intersection controls in the Timber Mill subdivision (District 2). PROPOSAL NO. 60, 1992. The proposal amends the Code by authorizing intersection controls in the Iron Springs subdivision (District 2). PROPOSAL NO. 61, 1992. The proposal amends the Code by authorizing a change in intersection controls in an area bounded by 30th Street, Mussman Drive, 28th Street, and Georgetown Road (District 8). PROPOSAL NO. 62, 1992. The proposal amends the Code by authorizing a traffic signal at the intersection of Zionsville Road and 62nd Street (District 1). PROPOSAL NO. 63, 1992. The proposal amends the Code by authorizing a traffic signal at the intersection of Hague Road and 86th Street (District 4). PROPOSAL NO. 64, 1992. The proposal amends the Code by authorizing parking restrictions on 39th Place between Breen Drive and Post Road (District 14). PROPOSAL NO. 65, 1992. The proposal amends the Code by authorizing parking restrictions on Dr. Andrew J. Brown Avenue on the east side from 17th Street to a point 106 feet north of 17th Street (District 22). PROPOSAL NO. 66, 1992. The proposal amends the Code by authorizing parking restrictions on the west side of New Jersey Street from Court Street to a point 86 feet south of Court Street (Districts 16 and 22). PROPOSAL NO. 67, 1992. The proposal amends the Code by authorizing a change in the speed limit on a segment of Kentucky Avenue between I-465 and Raymond Street (District 19). PROPOSAL NO. 68, 1992. The proposal amends the Code by authorizing the deletion of rush hour restrictions on a segment of Washington Boulevard (Districts 6, 22). PROPOSAL NO. 69, 1992. The proposal amends the Code by correcting Section 1 of G.O. 61, 1991 (District 6). Councillor Gilmer reported that the Transportation Committee heard the proposals on February 12, 1992. By a 8-0 vote, the Committee reported Proposal Nos. 56, 57, 58, 59, 60, 61, 63, 64, 65, 66, 67, 68 and 69, 1992 to the Council with the recommendation that they do pass. By a 7-0 vote, the Committee reported Proposal No. 62, 1992 to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69, 1992 were adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Brents, Howard*

1 NOT PRESENT: *Schneider*

Proposal No. 56, 1992 was retitled GENERAL ORDINANCE NO. 5, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17, Pg. 3	Cold Springs Rd. & Grenada Ci.	Cold Springs Rd.	Stop
17, Pg. 5	Grenada Ci. & Grenada Ci. N.	Grenada Ci.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 57, 1992 was retitled GENERAL ORDINANCE NO. 6, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 4	Ditch Rd. & Viburnum Dr.	Ditch Rd.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 58, 1992 was retitled GENERAL ORDINANCE NO. 7, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 1	Brackenwood Blvd., Brackenwood Ci. N. & Brackenwood Ci. S.	Brackenwood Ci. N. & Brackenwood Ci. S.	Stop

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3, Pg. 1	Brackenwood Blvd. & Hoover Rd.	Hoover Rd.	Stop
3, Pg. 1	Brackenwood Ci. N. & Brackenwood Dr.	Brackenwood Ci. N.	Stop
10, Pg. 1	Brackenwood Dr. & 73rd St.	73rd St.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 59, 1992 was retitled GENERAL ORDINANCE NO. 8, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 6	Hoover Rd. & Timber Mill Le.	Hoover Rd.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 60, 1992 was retitled GENERAL ORDINANCE NO. 9, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 4	Meadowbrook Dr. & 82nd St.	Meadowbrook Dr.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 61, 1992 was retitled GENERAL ORDINANCE NO. 10, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 3	Delores Dr. & 28th St.	Delores Dr.	Yield
16, Pg. 6	Hollister Dr. & Mildred Dr.	Hollister Dr.	Yield
16, Pg. 6	Hollister Dr. & Mussman Dr.	Hollister Dr.	Yield

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 3	Delores Dr. & Hollister Dr.	Delores Dr.	Stop
16, Pg. 3	Delores Dr. & Maren Dr.	Delores Dr.	Stop
16, Pg. 3	Delores Dr. & 28th St.	28th St.	Stop
16, Pg. 6	Hollister Dr. & Mildred Dr.	Hollister Dr.	Stop
16, Pg. 6	Hollister Dr. & Mussman Dr.	Mussman Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 62, 1992 was retitled GENERAL ORDINANCE NO. 11, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 4	Zionsville Rd. & 62nd St.	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 4	Zionsville Rd. & 62nd St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

February 24, 1992

Proposal No. 63, 1992 was retitled GENERAL ORDINANCE NO. 12, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5, Pg. 5	Hague Rd. & 86th St.	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5, Pg. 5	Hague Rd. & 86th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 64, 1992 was retitled GENERAL ORDINANCE NO. 13, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 13, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

39th Place, on both sides, from
Breen Drive to Post Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 65, 1992 was retitled GENERAL ORDINANCE NO. 14, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 14, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Journal of the City-County Council

Dr. Andrew J. Brown Avenue, on the east side,
from Seventeenth Street to a point
106 feet north of Seventeenth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 66, 1992 was retitled GENERAL ORDINANCE NO. 15, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 15, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

New Jersey Street, on the west side, from
Court Street to a point 86 feet south of Court Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 67, 1992 was retitled GENERAL ORDINANCE NO. 16, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

Kentucky Avenue, from Lynhurst Drive
to Raymond Street, 45 mph

Kentucky Avenue, from I-465
to Lynhurst Drive, 55 mph

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Kentucky Avenue, from I-465 to a point
900 feet southwest of
Southwest Drive, 50 mph

Kentucky Avenue, from a point
900 feet southwest of
Southwest Drive to Raymond Street, 45 mph

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 68, 1992 was retitled GENERAL ORDINANCE NO. 17, 1992 and reads as follows:

February 24, 1992

CITY-COUNTY GENERAL ORDINANCE NO. 17, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Section 29-267, Parking prohibited at all times on certain streets

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m.

Washington Boulevard, on the west side, from
Thirtieth Street to Fortieth Street

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Washington Boulevard, on the east side, from
Thirtieth Street to Fortieth Street

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
From 4:00 p.m. to 6:00 p.m.

Washington Boulevard, on the east side, from
Thirtieth Street to Fortieth Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Washington Boulevard, on the east side, from
Thirtieth Street to Thirty-eighth Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Washington Boulevard, on the east side, from
Thirty-eighth Street to a point
187 feet north of Thirty-eighth Street

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 69, 1992 was retitled GENERAL ORDINANCE NO. 18, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

College Avenue, on both sides,
from 37th Street to 39th Street

College Avenue, on the east side,
from Watson Road to 39th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that he has asked the mayor to make a correction of a figure that came out of one of his speeches which was given a great deal of publicity. The mayor has said that the city faces a \$21 million deficit in 1992. The mayor's figures were based on an error in calculations by the city controller's office. The exact figures of what was needed to take out of the cash balance was \$1.1 million in 1989, \$2.4 million in 1990, and \$1 million in 1991. The President believes that the mayor does have his back to the wall, as do the county officials, to try to hold the line without raising taxes in spite of the fact that there continues to be inflation and demand for more services and more capital expenditures. He also believes that Indianapolis is becoming noncompetitive and is losing a lot of good development to the suburbs.

Councillor Williams stated that she appreciates the President taking the time to set the record straight. She believes that all the Councillors who were here through budget time last year knew that the mayor's figures were inaccurate. She added that since the new term is just six weeks old perhaps everyone needs to slow down and reflect so this does not happen again.

Councillor Howard said that he hopes no city-county offices are being renovated and no new equipment is being purchased in light of the fact that so many city workers are being laid off.

Councillor Borst said he knew the city did not have a \$21 million deficit. With numbers it all depends on what is added in--people can make numbers do just about whatever they want.

Councillor West stated that the city's projected deficit is rising and believes that the mayor is doing the right thing in trying to find ways to cut back expenses.

Robert G. Elrod, General Counsel, read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 91-Z-174, Council Proposal No. 93, 1992, at its next regular meeting on March 16, 1992, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 0.55 acre at 3737-47 North College Avenue from D-8 to C-3 to provide for a commercial development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:15 p.m.

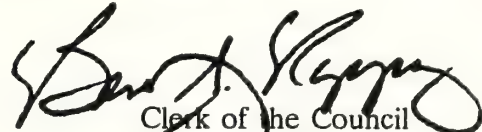
February 24, 1992

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of February, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MARCH 16, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:12 p.m. on Monday, March 16, 1992, with Councillor SerVaas presiding.

Councillor Schneider led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Smith introduced Indianapolis Fire Chief Keith Smith. Councillor Dowden introduced Indianapolis Police Chief James D. Toler.

Councillor Curry introduced former Councillors Dwight Cottingham and Holley Holmes.

Councillor Golc introduced Dr. Richard Feldman, Professor at the Indiana University School of Medicine, Director of Family Practice at St. Francis Hospital, and a candidate for Marion County Coroner.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 149, 1992. This proposal, sponsored by all the Councillors, honors the Indianapolis Fire Department. Councillor Short read the resolution and presented copies of the document to the families of John Lorenzano and Ellwood Gelenius, firefighters who died in a fire at the Athletic Club on February 5, 1992. Councillor Short also presented copies of the document to Michael Spaulding and Ann Comparet, firefighters who were seriously injured in the same fire. Fire Chief Smith expressed appreciation for the recognition. Councillor Short moved, seconded by Councillor Dowden, for adoption. Proposal No. 149, 1992 was adopted by unanimous voice vote.

Proposal No. 149, 1992 was retitled SPECIAL RESOLUTION NO. 16, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1992

A SPECIAL RESOLUTION honoring the Indianapolis Fire Department.

WHEREAS, while the city slept during the pre-dawn darkness of early February 5, 1992, what firefighters call the "Beast" raised its ugly head in the form of a three alarm fire in the Indianapolis Athletic Club; and

WHEREAS, during the blaze, two Indianapolis city firefighters and a club hotel guest lost their lives, two firefighters suffered severe injuries, and several employees, guests and firefighters were less seriously injured; and

WHEREAS, the fire was suppressed, but the flags that later flew at half-mast gave visible testimony to the terrible price that the fire extracted from its victors; now, therefore;

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends the fidelity to duty of all the firefighters who did their job of protecting life and property at the Indianapolis Athletic Club fire on February 5, 1992.

SECTION 2. The Council wishes a speedy recovery to injured firefighters Captain Michael L. Spaulding and Private Ann Comparet.

SECTION 3. The Council, through this Memorial Resolution, laments the unfortunate loss of life in the line of duty of firefighters Corporal Ellwood M. Gelenius and Private John J. Lorenzano, and expresses its sympathy to the family and friends in their bereavement of these two dedicated public servants.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillors Howard and Williams asked for a moment of silence in memory of the deceased firefighters.

Councillor Ruhmkorff moved that there be an annual Firefighters Appreciation Day on February 5. Councillor Howard seconded the motion. This motion passed by unanimous voice vote. The President said that the motion will be put in formal form so that it will be a matter of record.

March 16, 1992

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 16, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

March 2, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 5, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 79, 80, 82, 83, 85 and 93, 1992, to be held on Monday, March 16, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 11, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Thousand Dollars (\$4,000) in the Surveyor's Corner Perpetuation Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the Surveyor's Corner Perpetuation Fund

FISCAL ORDINANCE NO. 12, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Seventeen Thousand Dollars (\$117,000) in the State and Federal Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund

GENERAL ORDINANCE NO. 5, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 6, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 7, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

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GENERAL ORDINANCE NO. 8, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 9, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 10, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 11, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 12, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls

GENERAL ORDINANCE NO. 13, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets

GENERAL ORDINANCE NO. 14, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets

GENERAL ORDINANCE NO. 15, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on designated streets

GENERAL ORDINANCE NO. 16, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits

GENERAL ORDINANCE NO. 17, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Section 29-267, Parking prohibited at all times on certain streets

GENERAL ORDINANCE NO. 18, 1992, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets

SPECIAL ORDINANCE NO. 1, 1992, authorizing the Amendment of Documents relating to \$2,300,000 City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wulsin Associates Project) Dated as of March 1, 1983

SPECIAL RESOLUTION NO. 13, 1992, congratulating the Arsenal Tech Constitution team

SPECIAL RESOLUTION NO. 14, 1992, recognizing the Fulton Falcons basketball team

SPECIAL RESOLUTION NO. 15, 1992, recognizing Habitat for Humanity

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of February 24, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

The President stated that there are twenty-nine board appointments that have been heard in various committees. By unanimous votes the Committees have recommended to the full Council that the proposals be adopted. Unless some of these board appointments are to be discussed separately, all these proposals will be voted on together. Councillor Jimison asked that Proposal Nos. 111 and 112, 1992 be withdrawn and voted on separately.

PROPOSAL NOS. 97, 98, 99, 101, 102, 103, 104, 105, 106, 109, 110, 113, 114, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 136 and 137, 1992. PROPOSAL NO. 97, 1992. The proposal reappoints Ray Battey to the City-County Administrative Board. PROPOSAL NO. 98, 1992. The proposal reappoints Ruby Miller to the City-County Administrative Board. PROPOSAL NO. 99, 1992. The proposal appoints Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County. PROPOSAL NO. 101, 1992. The proposal reappoints Donald J. Hargadon to the Cable Franchise Board. PROPOSAL NO. 102, 1992. The proposal reappoints Joe M. Rink to the Cable Franchise Board. PROPOSAL NO. 103, 1992. The proposal appoints James Sawyers to the Cable Franchise Board. PROPOSAL NO. 104, 1992. The proposal appoints Phillip Hinkle to the Marion County Board of Tax Adjustment. PROPOSAL NO. 105, 1992. The proposal appoints Ron Franklin to the Public Housing Advisory Council. PROPOSAL NO. 106, 1992. The proposal appoints Michael McQuillen to the Public Housing Advisory Council. PROPOSAL NO. 109, 1992. The proposal reappoints J. Lloyd Grannan to the Marion County Animal Control Board. PROPOSAL NO. 110, 1992. The proposal reappoints Chris R. Lowery to the Marion County Animal Control Board. PROPOSAL NO. 113, 1992. The proposal reappoints Philip C. Borst, D.V.M. to the Indianapolis-Marion County Forensic Services Board. PROPOSAL NO. 114, 1992. The proposal reappoints Tony Buford to the Board of Public Works. PROPOSAL NO. 116, 1992. The proposal reappoints Howard Howe to the Transportation Board. PROPOSAL NO. 117, 1992. The proposal appoints Holley Holmes to the Transportation Board. PROPOSAL NO. 118, 1992. The proposal reappoints Louis Lopez to the Community Centers of Indianapolis Board. PROPOSAL NO. 119, 1992. The proposal reappoints Sue Shively to the Community Centers of Indianapolis Board. PROPOSAL NO. 120, 1992. The proposal reappoints Doris Stigler to the Community Centers of Indianapolis Board. PROPOSAL NO. 121, 1992. The proposal appoints W. Tobin McClamroch to the Audit Committee. PROPOSAL NO. 122, 1992. The proposal reappoints J. Byron Jensen to the Marion County Commission on Youth. PROPOSAL NO. 123, 1992. The proposal reappoints Jeffrey Roberts to the Marion County Commission on Youth. PROPOSAL NO. 124, 1992. The proposal reappoints Lelia Smith to the Marion County Commission on Youth. PROPOSAL NO. 125, 1992. The proposal reappoints Mark DeFabis to the Indianapolis City-Market Corporation Board of Directors. PROPOSAL NO. 126, 1992. The proposal appoints Claudia Prosser to the Indianapolis City-Market Corporation Board of Directors. PROPOSAL NO. 127, 1992. The proposal reappoints Sara Mitten Snyder to the Indianapolis City-Market Corporation Board of Directors. PROPOSAL NO. 136, 1992. The proposal reappoints Mary Alice Buckler to the Juvenile Detention Center Advisory Board. PROPOSAL NO. 137, 1992. The proposal appoints Betty W. Enloe to the Marion County Community Corrections Advisory Board.

Councillor Dowden moved to amend Proposal No. 137, 1992, Section 2, by changing the term to end December 31, 1993. The motion was seconded by Councillor West and passed by unanimous voice vote.

Councillor West introduced James Sawyers, a new appointee to the Cable Franchise Board.

Councillor Golc stated that he will abstain from voting on Proposal No. 113, 1992 because he believes it presents a conflict of interest for a Councillor to be both a board appointee and a member of a standing council committee that votes on that board appointment.

The President said that Councillor Golc's choice should be to vote against it. Councillor Golc said that it is his decision to make and he will abstain.

Councillor Coughenour said that it is her understanding that under the Rules of the Council Councillors are not allowed to abstain unless there is a conflict of interest.

Councillor West suggested that the ordinance that outlines membership to a board might be reviewed. Councillor Golc said that if Councillor West agrees to study this ordinance and perhaps change it, then he would vote in favor of Proposal No. 113, 1992.

PROPOSAL NOS. 97, 98, 99, 101, 102, 103, 104, 105, 106, 109, 110, 113, 114, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 136 and 137, as amended, 1992 were passed by the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

3 NOT VOTING: Black, Hinkle, Moriarty

Proposal No. 97, 1992 was retitled COUNCIL RESOLUTION NO. 6, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 1992

A COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

Ray Battey

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 98, 1992 was retitled COUNCIL RESOLUTION NO. 7, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 1992

A COUNCIL RESOLUTION reappointing Ruby Miller to the City-County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

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Ruby Miller

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 99, 1992 was retitled COUNCIL RESOLUTION NO. 8, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 1992

A COUNCIL RESOLUTION appointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Alcoholic Beverage Board of Marion County, the Council appoints:

Urban I. Merl, Jr.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 101, 1992 was retitled COUNCIL RESOLUTION NO. 9, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1992

A COUNCIL RESOLUTION reappointing Donald J. Hargadon to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Donald J. Hargadon

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 102, 1992 was retitled COUNCIL RESOLUTION NO. 10, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 1992

A COUNCIL RESOLUTION reappointing Joe M. Rink to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Joe M. Rink

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 103, 1992 was retitled COUNCIL RESOLUTION NO. 11, 1992 and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 11, 1992

A COUNCIL RESOLUTION appointing James Sawyers to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

James Sawyers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 104, 1992 was retitled COUNCIL RESOLUTION NO. 12, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 1992

A COUNCIL RESOLUTION appointing Phillip Hinkle to the Marion County Board of Tax Adjustment.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Board of Tax Adjustment, the Council appoints:

Phillip Hinkle

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 105, 1992 was retitled COUNCIL RESOLUTION NO. 13, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 1992

A COUNCIL RESOLUTION appointing Ron Franklin to the Public Housing Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Public Housing Advisory Council, the Council appoints:

Ron Franklin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 106, 1992 was retitled COUNCIL RESOLUTION NO. 14, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1992

A COUNCIL RESOLUTION appointing Michael McQuillen to the Public Housing Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Public Housing Advisory Council, the Council appoints:

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Michael McQuillen

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 109, 1992 was retitled COUNCIL RESOLUTION NO. 15, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 1992

A COUNCIL RESOLUTION reappointing J. Lloyd Grannan to the Marion County Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Animal Control Board, the Council appoints:

J. Lloyd Grannan

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 110, 1992 was retitled COUNCIL RESOLUTION NO. 16, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 1992

A COUNCIL RESOLUTION reappointing Chris R. Lowery to the Marion County Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Animal Control Board, the Council appoints:

Chris R. Lowery

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 113, 1992 was retitled COUNCIL RESOLUTION NO. 17, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1992

A COUNCIL RESOLUTION reappointing Philip C. Borst, D.V.M. to the Indianapolis-Marion County Forensic Services Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Forensic Services Board, the Council appoints:

Philip C. Borst, D.V.M.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 114, 1992 was retitled COUNCIL RESOLUTION NO. 18, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1992

A COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Tony Buford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 116, 1992 was retitled COUNCIL RESOLUTION NO. 19, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1992

A COUNCIL RESOLUTION reappointing Howard Howe to the Transportation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Transportation Board, the Council appoints:

Howard Howe

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 117, 1992 was retitled COUNCIL RESOLUTION NO. 20, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1992

A COUNCIL RESOLUTION appointing Holley Holmes to the Transportation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Transportation Board, the Council appoints:

Holley Holmes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 118, 1992 was retitled COUNCIL RESOLUTION NO. 21, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1992

A COUNCIL RESOLUTION reappointing Louis Lopez to the Community Centers of Indianapolis Board.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council appoints:

Louis Lopez

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 119, 1992 was retitled COUNCIL RESOLUTION NO. 22, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1992

A COUNCIL RESOLUTION reappointing Sue Shively to the Community Centers of Indianapolis Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council appoints:

Sue Shively

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 120, 1992 was retitled COUNCIL RESOLUTION NO. 23, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 1992

A COUNCIL RESOLUTION reappointing Doris Stigler to the Community Centers of Indianapolis Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council appoints:

Doris Stigler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 121, 1992 was retitled COUNCIL RESOLUTION NO. 24, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 1992

A COUNCIL RESOLUTION appointing W. Tobin McClamroch to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council appoints:

W. Tobin McClamroch

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SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 122, 1992 was retitled COUNCIL RESOLUTION NO. 25, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 1992

A COUNCIL RESOLUTION reappointing J. Byron Jensen to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

J. Byron Jensen

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 123, 1992 was retitled COUNCIL RESOLUTION NO. 26, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 1992

A COUNCIL RESOLUTION reappointing Jeffrey Roberts to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Jeffrey Roberts

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 124, 1992 was retitled COUNCIL RESOLUTION NO. 27, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1992

A COUNCIL RESOLUTION reappointing Lelia Smith to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Lelia Smith

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 125, 1992 was retitled COUNCIL RESOLUTION NO. 28, 1992 and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1992

A COUNCIL RESOLUTION reappointing Mark DeFabis to the Indianapolis City-Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City-Market Corporation Board of Directors, the Council appoints:

Mark DeFabis

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 126, 1992 was retitled COUNCIL RESOLUTION NO. 29, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1992

A COUNCIL RESOLUTION appointing Claudia Prosser to the Indianapolis City-Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City-Market Corporation Board of Directors, the Council appoints:

Claudia Prosser

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 127, 1992 was retitled COUNCIL RESOLUTION NO. 30, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1992

A COUNCIL RESOLUTION reappointing Sara Mitten Snyder to the Indianapolis City-Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City-Market Corporation Board of Directors, the Council appoints:

Sara Mitten Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 136, 1992 was retitled COUNCIL RESOLUTION NO. 31, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1992

A COUNCIL RESOLUTION reappointing Mary Alice Buckler to the Juvenile Detention Center Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Juvenile Detention Center Advisory Board, the Council appoints:

Mary Alice Buckler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 137, 1992, as amended, was retitled COUNCIL RESOLUTION NO. 32, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1992

A COUNCIL RESOLUTION appointing Betty W. Enloe to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Betty W. Enloe

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 111, 1992. The proposal reappoints William S. Gardiner to the Board of Public Safety. PROPOSAL NO. 112, 1992. The proposal reappoints Elliott Nelson to the Board of Public Safety. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 111 and 112, 1992 on March 4, 1992. By a 6-0-1 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption.

Councillor Jimison stated she abstained in Committee. She believes that the gentlemen recommended for the board appointments are fine public servants, but this Board of Public Safety has no minority representation and she does not believe the board's membership reflects the needs of the total community. She moved to table Proposal No. 111, 1992 until the next Council meeting. This motion was seconded by Councillor Howard.

Councillor Boyd said that he supports Councillor Jimison's motion to table because this particular board needs a particular kind of sensitivity specifically in the area of public safety which has generated controversy and racial tension in recent years.

Councillor West said that he agrees with Councillors Jimison and Boyd that the membership on the Board of Public Safety is not balanced.

The President noted that these appointments to the Board of Public Safety are for one-year terms.

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The motion to table Proposal No. 111, 1992 failed by the following roll call vote; viz:

12 YEAS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, West, Williams

17 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith

The President said that he believes that Councillor Jimison has raised a valid point concerning minority representation on the Board of Public Safety and suggested that it be taken into consideration for the selection of the 1993 nominees.

Proposal No. 111, 1992 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

10 NAYS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Mullin, Short, Williams

1 NOT VOTING: Hinkle

Proposal No. 111, 1992 was retitled COUNCIL RESOLUTION NO. 33, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1992

A COUNCIL RESOLUTION reappointing William S. Gardiner to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

William S. Gardiner

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor Jimison moved, seconded by Councillor Howard, to table Proposal No. 112, 1992. She said that she does not understand the selection process for board appointments.

The President said that any Councillor may nominate anyone for a board appointment at anytime.

Councillor Jimison's motion to table Proposal No. 112, 1992 failed by a majority voice vote.

At this time Councillor Black introduced his wife, Mary, and remarked that they were celebrating their fiftieth wedding anniversary.

Proposal No. 112, 1992 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

10 NAYS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Mullin, Short, Williams

1 NOT VOTING: Rhodes

Proposal No. 112, 1992 was retitled COUNCIL RESOLUTION NO. 34, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1992

A COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Elliott Nelson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 138, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$325,000 for the Department of Administration, Microfilm Archives Division, to pay an outside vendor for record services"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 139, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the Public Safety Training Academy Lease between the City and the Building Authority"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 140, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the Central Garage Lease between the City and the Building Authority"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 141, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the Marion County Jail Lease between the County and the Building Authority"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 142, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the Marion County Juvenile Detention Center Lease between the County and the Building Authority"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 143, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by expanding the 500 Festival from 48 hours to 30 days and giving the Controller authority instead of the Board of Public Works concerning concessionaires"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 144, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning outdoor retail sales from carts"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 145, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$6,454 for the Cooperative Extension Service to purchase a postage machine"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 146, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the Fort Harrison Transition Task Force Charter"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 147, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1992"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 148, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving the amendment of the Trust Indenture between the City and INB National Bank relating to 1985 City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 150, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1992"; and the President referred it to the Public Works Committee.

[Clerk's Note: Proposal No. 151, 1992 was withdrawn.]

PROPOSAL NO. 152, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing David F. McNamar to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 157, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 153, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 11, 1992". The Council did not schedule Proposal No. 153, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 153, 1992 was retitled REZONING ORDINANCE NO. 26, 1992 and is identified as follows:

REZONING ORDINANCE NO. 26, 1992. 91-Z-33 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT #08.

3406 LAFAYETTE ROAD, INDIANAPOLIS.

CLARK OIL, by Max Kennedy, requests the rezoning of 0.475 acre, being in the D-4/FP District, to the C-3/FP classification to provide for commercial development.

PROPOSAL NOS. 154-156, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 11, 1992". The Council did not schedule Proposal Nos. 154-156, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 154-156, 1992 were retitled REZONING ORDINANCE NOS. 27-29, 1992 and are identified as follows:

REZONING ORDINANCE NO. 27, 1992. 91-Z-166 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.

3643 SOUTH KEYSTONE AVENUE (approximate address), INDIANAPOLIS.

GREENWALT DEVELOPMENT, INC., by Harry F. McNaught, Jr., requests the rezoning of 16.8 acres, being in the I-3-S, D-4, CID, and C-1 Districts, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 28, 1992. 92-Z-4 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.

6314 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.

JESUS IS LORD CHRISTIAN FELLOWSHIP CHURCH requests the rezoning of 5.310 acres, being in the D-7 District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 29, 1992. 92-Z-9 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #12.

7365 EAST 16TH STREET (approximate address), INDIANAPOLIS.

WILDWOOD HEALTH CENTER, L.P., by Mary E. Solada, requests the rezoning of 2.4 acres, being in the D-3 District, to the C-1 classification to provide for the expansion of an existing health care center to accommodate assisted living apartment units.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 93, 1992. The proposal is a rezoning ordinance for certain property in Center Township, Councilmanic District 17, located at 3737-47 North College Avenue. Proposal No. 93, 1992 was certified by the Metropolitan Development Commission on February 20, 1992. On February 24, 1992, the Council voted to schedule a public hearing for March 16, 1992.

The President stated that Councillor Black and the Council staff met with the petitioners and remonstrators and as result of the discussions, Councillor Black has informed the President that he no longer has any objection to this rezoning.

Kip Normand, Historic Landmarks Foundation, testified that this rezoning will clear the way to demolish the MaCo building which is a premier example of art deco architecture in the city. He urged the Council to approve the rezoning only if the MaCo building is preserved.

Mike Quinn, attorney for the petitioner, stated that the petitioner has worked out thirteen commitments with the Mapleton-Fall Creek Neighborhood Association and the rezoning is now supported by the neighborhood association.

Proposal No. 93, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

3 NOT VOTING: *Borst, Golc, Williams*

Proposal No. 93, 1992 was retitled REZONING ORDINANCE NO. 30, 1992 and is identified as follows:

REZONING ORDINANCE NO. 30, 1992. 91-Z-174 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT 9.
3737-47 NORTH COLLEGE AVENUE, INDIANAPOLIS.
CONTINENTAL REALTY AND DEVELOPMENT COMPANY, by Thomas Michael Quinn and Michael D. Keele, requests the rezoning of 0.55 acre, being in the D-8 district, to the C-3 classification to provide for commercial development.

PROPOSAL NOS. 4 and 5, 1992. PROPOSAL NO. 4, 1992. The proposal appropriates \$450,500 for the Marion County Superior Courts to establish and operate the Public Defender Services Agency. PROPOSAL NO. 5, 1992. The proposal appropriates \$297,206 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court. Councillor Dowden asked for consent to postpone Proposal Nos. 4 and 5, 1992 until April 6, 1992. Consent was given.

PROPOSAL NO. 82, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 82, 1992 on March 4, 1992. The proposal appropriates \$425,328 for the Metropolitan Emergency Communications Agency to pay Indiana Bell Telephone, Inc. for Enhanced 9-1-1 equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 82, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
0 NAYS:

3 NOT VOTING: *Golc, Howard, Williams*

Proposal No. 82, 1992 was retitled FISCAL ORDINANCE NO. 13, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Twenty-five Thousand Three Hundred Twenty-eight Dollars (\$425,328) in the Metropolitan Emergency Communication Fund (Enhanced 9-1-1) for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communication Fund (Enhanced 9-1-1).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Metropolitan Communications Agency to pay Indiana Bell Telephone, Inc. for one-time charges associated with the deinstallation/reinstallation of Enhanced 9-1-1 equipment already covered under contract and to cover costs associated with the addition of new equipment for the 96 month balance of the ten (10) year contract.

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SECTION 2. The sum of Four Hundred Twenty-five Thousand Three Hundred Twenty-eight Dollars (\$425,328) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY

3. Other Services and Charges
TOTAL INCREASE

METROPOLITAN EMERGENCY
COMMUNICATIONS FUND

\$425,328
\$425,328

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Metropolitan Emergency Communications Fund
TOTAL REDUCTION

METROPOLITAN EMERGENCY
COMMUNICATIONS FUND

\$425,328
\$425,328

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 83, 1992. The proposal appropriates \$44,100 for the Superior Court, Criminal Division, Probation Department, to lease additional office space. Councillor Dowden asked for consent to postpone Proposal No. 83, 1992 until April 6, 1992. Consent was given.

PROPOSAL NO. 85, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 85, 1992 on February 27, 1992. The proposal approves the issuance of City of Indianapolis Sanitary District Refunding Bonds of 1992 in an amount not to exceed \$25,000,000 in order to effect a savings to the Sanitary District. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 85, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

5 NOT VOTING: Dowden, Gilmer, Howard, Rhodes, Short

Councillors Rhodes and Short abstained to a potential conflict of interest.

Proposal No. 85, 1992 was retitled GENERAL RESOLUTION NO. 1, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1992

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis Sanitary District Refunding Bonds of 1992" in an amount not to exceed Twenty-Five Million Dollars (\$25,000,000).

WHEREAS, the Sanitary District of the City of Indianapolis, Indiana (the "District") has issued its Sanitary District Bonds of 1984 dated September 1, 1984, in the original aggregate principal amount of \$27,050,000, which bonds are currently outstanding in the aggregate principal amount of \$19,725,000 (the "Outstanding Bonds"); and

March 16, 1992

WHEREAS, on February 24, 1992, the Board of Public Works of the City of Indianapolis, Indiana, being the governing body of the District, adopted a bond resolution authorizing the issuance of special taxing district bonds of the District to be designated as "City of Indianapolis Sanitary District Refunding Bonds of 1992", in an aggregate principal amount not to exceed Twenty-Five Million Dollars (\$25,000,000), for the purpose of advance refunding a portion of the Outstanding Bonds in order to effect a savings to the Sanitary District; and

WHEREAS, the Board of Public Works has requested the approval of the City-County Council of the issuance of said special taxing district refunding bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis Sanitary District Refunding Bonds of 1992", in an aggregate principal amount not to exceed Twenty-Five Million Dollars (\$25,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 24, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 24, 1992 on February 3 and February 11, 1992. The proposal approves a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis. On February 24, 1992 the Council voted to return the proposal to Committee. The Committee heard Proposal No. 24, 1992 on March 12, 1992. By a 4-2-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Howard, for adoption.

The President passed the gavel to Councillor West. President SerVaas stated that he will abstain from voting due to conflict of interest.

Councillor Gilmer stated that he will not support this proposal because it allows the transfer of ownership of the cable franchise to Time Warner Entertainment, which has two Japanese firms as limited partners. He read the following letter which he had sent to all the Councillors:

I want to follow-up on my testimony the other evening with a letter to each of you that in a more logical manner, will I hope, convince you that we should not approve Proposal No. 24, 1992, which will give a minority interest of American Cablevision to a Japanese company. This proposal is not about Glenn Howard's lemon Lincoln automobile. It is not about the sale of Japanese cars in the United States.

First of all, high industrial executives and government officials of Japan have little regard for our work ethic, our labor unions, our management and our people. As a matter of fact these people, prime ministers and presidents of prominent companies have called us lazy, our workers lazy and our management inept.

They are a monolithic society and we are a pluralistic society. They say our ethnicity is part of our problem. We believe our ethnicity is what makes this country great!

When anyone says, don't buy Japanese products, you are immediately called a protectionist, as I was called last Council evening by Mr. Satterfield of American Cablevision. Nothing could be further from the truth, but they can bash America constantly and that seems to be fine and no one including our President, our government officials, seems to object. All I am saying to you is don't vote for this until we all play by the same rules. We cannot lobby their government. It's against their law. Yet they spend \$400 million a year plus hiring ex-White House staff members, ex-Commerce staff members, ex-Congressmen, and their staff members, and many other departments of our governments to influence our laws that will allow them a completely free and open market while it's difficult to sell most any product in Japan.

Many markets are completely closed to American goods! Just take American rice for example. Not one grain is allowed to be imported, yet it sells on the world market seven times cheaper than Japanese rice!

Japan auto dealers cannot sell an American car along with their Japanese models. It's against their law. Can you imagine Ford Motor Company telling a Ford dealer in this country that you cannot sell a Honda, a Toyota or a Mazda and Ford also. They could say if you do that we will pull the Ford line. This dealer, and I'm sure it's probably happened, could take Ford Motor Company to court and win millions because that's "restraint of trade" in the United States and it is against our law. Japan has been dumping products in our many markets for years. It has been revealed that in the 1970's, [dumping] selling under cost was their secret to controlling the color television market in this country. Remember, Indianapolis used to be the world headquarters of RCA. RCA was a big factor in this city and now because of dumping there isn't one RCA plant left. The Japanese are now dumping auto vans in this country, selling under cost because that is one market that they have not dominated in this country.

You ask, how can this happen? It's because Washington people, representatives and senators are cautious in their criticism of the Japanese for fear of being labeled Japan bashers; thus losing future opportunities to make big money working for Japan.

Japan now can reach up to our presidency, remember President Reagan collected \$2 million for a 10-minute speech three years ago, or down to the grass roots level across this nation and influence political decisions that allow Japan to advance its national interest and win market share for its target industries.

Japan has unprecedented power in this country that can, right now, in effect veto U.S. legislation unfriendly to its interest, overwhelm any combination of American companies, unions or groups that oppose and shape those policies that decide which industries will grow or decline, which American jobs will remain or disappear.

You have an opportunity that has been granted by this Council, to say "NO" to Japan. I hope and pray for all these reasons that I have suggested, you will say "NO" and in some small way tell Japan we want the U.S. and Japan to play by the same rules. Don't allow American Cable to sell assets to a Japanese firm when American companies cannot buy like companies in Japan.

Most sincerely,
s/Gordon Gilmer
Gordon Gilmer
Councillor, District 1

Councillors Coughenour and Short said that they support Time-Warner's business decision to sell 12.5% interest in Time Warner Entertainment to two Japanese companies and will vote in favor of Proposal No. 24, 1992.

Councillor Beadling stated that she will abstain from voting due to a possible conflict of interest.

Councillor Howard said that he supports the proposal because he approves of foreign investment in America.

Proposal No. 24, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Coughenour, Dowden, Franklin, Giffin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, Shambaugh, Short, Smith, West, Williams*
4 NAYS: *Black, Curry, Gilmer, Ruhmkorff*
3 NOT VOTING: *Beadling, Brents, Servaas*

Councillor West returned the gavel to the President.

Councillor Coughenour asked for a clarification of the Council Rules concerning Councillors who abstain from voting while in the Council chambers.

March 16, 1992

The President asked the Parliamentarian for a clarification.

Robert Elrod, General Counsel and Parliamentarian, said that Section 151-52 states in part that all members present shall vote on all roll call votes except where permitted to abstain by a vote of a majority present after stating the reasons therefor.

The President said that the reason this rule is in the Council by-laws is that the purpose of this body is to make decisions, and sometimes there are some very unpopular votes that have to be made and for partisan reasons sometimes Councillors do not want to vote.

Proposal No. 24, 1992 was retitled SPECIAL RESOLUTION NO. 17, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1992

A SPECIAL RESOLUTION approving a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis.

WHEREAS, American Cablevision of Indianapolis (the "Franchisee") is the holder of a cable television franchise (the "Franchise") for the City of Indianapolis, Indiana; and

WHEREAS, the Franchisee is a subsidiary of American Television and Communications Corporation ("ATC"); and

WHEREAS, ATC is a majority-owned subsidiary of Time Warner Inc. ("Time Warner"), a widely-held New York Stock Exchange company which has offered to purchase the shares in ATC which it does not own (The "ATC Minority Shares"); and

WHEREAS, Time Warner intends to create a new limited partnership entity comprised of the business and assets of its filmed entertainment, programming and cable divisions, which entity shall be known as Time Warner Entertainment Company, L.P. ("TWE"); and

WHEREAS, Time Warner will retain majority ownership, as well as operating and management control of TWE and will operate TWE as a controlled subsidiary of Time Warner employing the assets of ATC including the Franchise and the Franchisee, and the assets of Warner Cable, Lorimar Telepictures, HBO, and Warner Brothers; and

WHEREAS, Time Warner intends to offer minority limited partnership interests in TWE to strategic partners in TWE, including Toshiba Corporation and C. Itoh & Company Ltd.; and

WHEREAS, ATC will continue to exist as an operating division of TWE, with the existing management structure remaining at both the local and corporate levels and no change is anticipated in the manner in which the business and operations of the Franchisee are conducted; and

WHEREAS, the Franchisee will continue as an operating division of TWE and will continue to operate under the Franchise; and

WHEREAS, the Cable Franchise Board of the City of Indianapolis, Indiana, has consented to the transfer of the ATC Minority Shares to Time Warner and the transfer of the Franchise and the cable television system operating pursuant to the Franchise from the Franchisee to TWE (including any necessary transfers through one or more subsidiaries of Time Warner); now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The transfer of ownership of the Franchise from the Franchisee to TWE is hereby approved, subject to the transferee agreeing in writing to all the terms and conditions of the Franchise, as amended, and agreeing to the further terms set forth in Section 2 of this resolution.

SECTION 2. (a) TWE agrees that the provisions of Section 5.01 of the Franchise Contract of February 19, 1981 remain in full force and effect to the extent permitted by applicable law, including applicable Federal statute or regulation.

(b) TWE agrees that no realignment or change of location of channels now assigned to public, educational or governmental access shall occur without consent of the City.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 54, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 54, 1992 on February 11 and March 12, 1992. The proposal approves a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Black, for adoption. Proposal No. 54, 1992 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams

1 NAY: Ruhmkorff

2 NOT VOTING: Dowden, Schneider

Proposal No. 54, 1992 was retitled SPECIAL RESOLUTION NO. 18, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1992

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of \$75,000 for the purpose of financing educational access cable television programming.

WHEREAS, the Cable Franchise Board of the City of Indianapolis, Indiana ("Board") did, on April 11, 1991, adopt its Resolution No. 2, 1991, authorizing the making of a public purpose grant in the amount of \$75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access programming over the educational access channels of the two franchised cable television systems within Marion County (the "Grant"); and

WHEREAS, Section 3.01(c) of City-County Fiscal Ordinance No. 95, 1990, Annual Budget and Tax Levies for The Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of \$75,000 to Indiana University-Purdue University at Indianapolis previously authorized by the Board is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 81, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 81, 1992 on March 5, 1992. The proposal approves the leasing of certain real estate of the Department of Parks and Recreation. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 81, 1992 was adopted on the following roll call vote; viz:

March 16, 1992

26 YEAS: *Beadling, Black, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Borst, Dowden, Schneider*

Proposal No. 81, 1992 was retitled SPECIAL RESOLUTION NO. 19, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1992

A SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves, pursuant to IC 36-1-11-3 the lease of the following property by the Department of Parks and Recreation:

<u>Location</u>	<u>Appraised Value</u>	<u>Auction Bid Lease Value</u>
8251 Wilson Road	\$400.00 per month	\$415.00 per month

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 84, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 84, 1992 on March 4, 1992. The proposal amends the Code by updating the county corrections fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 84, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Black, Hinkle, Schneider*

Proposal No. 84, 1992 was retitled GENERAL ORDINANCE NO. 19, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 19, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Section 2-358, of Article IX, Chapter 2.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. Section 2-358 of Article IX, Chapter 2 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words stricken through as follows:

Sec. 2-358. County corrections fund.

(a) The city-county council hereby elects to receive deposits from the department of corrections in accordance with IC 11-12-6.

(b) The city-county council hereby elects to receive such deposits at level 3 funding. Level 3 funding shall be equal to \$3,500 times 84 (Marion County base integer) or \$294,000 for the year ending April 30, ~~1992~~ 1993.

(c) There is hereby created a "county corrections fund", to be administered by the city-county council. The fund shall consist of deposits received from the department of corrections in accordance with IC 11-12-6-13.

(d) The county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance has not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions can, without the invalid provision or provision, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 86, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 86, 1992 on February 27, 1992. The proposal, sponsored by Councillors Hinkle, Curry, Giffin and Golc, directs the Public Works Committee to study the Ben Davis Conservancy District. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 86, 1992 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Schneider

Proposal No. 86, 1992 was retitled COUNCIL RESOLUTION NO. 35, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1992

A COUNCIL RESOLUTION directing the Public Works Committee to facilitate a study of the Ben Davis Conservancy District.

WHEREAS, sewer service is provided to a certain area of Marion County known as the Ben Davis Conservancy District; and

WHEREAS, the operating costs of that District have resulted in substantial increases in conservancy district tax rates; and

WHEREAS, the Indianapolis Sanitary District serves an area contiguous with the Conservancy District, and

WHEREAS, there is concern among many citizens of the Conservancy District whether such district is the most efficient, modern method of operating sewer services, now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

March 16, 1992

SECTION 1. The Public Works Committee is directed to facilitate a study of the operation of the Ben Davis Conservancy District and the services it provides.

SECTION 2. The Committee should review the scope and costs of the services and taxes paid in the Conservancy District as compared to those paid in the adjoining Sanitary District.

SECTION 3. The Committee should consider whether the dissolution of the Conservancy District and the annexation of its territory into the Sanitary District would be in the best interest of the residents and taxpayers of the Conservancy District and the Sanitary District.

SECTION 4. The Committee is directed to report the progress of its investigation not later than June 1, 1992.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 90 and 91, 1992. The President ruled that these two proposals would be voted on together. PROPOSAL NO. 90, 1992. The proposal amends the Regional Center Zoning Ordinance to exempt any lot located within any locally-designated historic preservation area from the requirements and approval procedures of the Regional Center Ordinance. PROPOSAL NO. 91, 1992. The proposal amends the Dwelling Districts Zoning Ordinance to provide for an exception to the D-8 district regulations affecting locally-designated historic preservation areas. Councillor Borst reported that the Metropolitan Development Committee heard Proposal Nos. 90 and 91, 1992 on March 9, 1992. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 90 and 91, 1992 were adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Schneider*

Proposal No. 90, 1992 was retitled GENERAL ORDINANCE NO. 20, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 92-AO-2

A GENERAL ORDINANCE to amend the Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Regional Center Zoning Ordinance, and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Regional Center Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-3, pursuant to IC 36-7-4, as amended, be further amended as follows:

A. That Chapter I, Section 1.00, A. of the Regional Center Zoning Ordinance be amended by deleting the stricken-through language and inserting the underscored language as follows:

All uses of land located within the Regional Center and North Meridian Street Corridor of Indianapolis, Marion County, Indiana, shall be subject to the Metropolitan Development Commission's approval as included within a required site and development plan approved as hereinafter provided. Provided, however, ~~the SALES OF BEVERAGES, FLOWERS AND FOOD FROM CARTS ON SIDEWALKS AND PUBLIC AREAS shall be approved in accordance with Article XXIII, Chapter 17 of the Code of~~

~~Indianapolis and Marion County, Indiana and shall not be subject to the provisions of this ordinance. (1) The outdoor retail sales of beverages, flowers and food from carts on sidewalks and public areas shall be subject to the provisions of, and approved by the City Controller in accordance with, Article XXIII, Chapter 17 of the Code of Indianapolis and Marion County, Indiana and shall not be subject to the provisions of this ordinance. (2) Any lot located within any locally-designated historic preservation area as established by, and under the jurisdiction of, the Indianapolis Historic Preservation Commission (IHPC), shall not be subject to the provisions of this ordinance.~~

SECTION 2. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 91, 1992 was retitled GENERAL ORDINANCE NO. 21, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NO. 92-AO-3

AN ORDINANCE to amend the Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Dwelling Districts Zoning Ordinance, and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Dwelling Districts Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 89-AO-2, pursuant to IC 36-7-4, as amended, be further amended as follows:

- A. That Section 2.12 (D-8 District Regulations) of the Dwelling District Zoning Ordinance be amended by adding a new subsection D. to Section 2.12, with the following provisions:

D. D-8 DISTRICT DEVELOPMENT STANDARDS EXCEPTIONS

Any lot located within a locally-designated historic preservation area as established by, and under the jurisdiction of, the Indianapolis Historic Preservation Commission (IHPC):

1. not fronting on a thoroughfare, as designated on the Official Thoroughfare Plan for Marion County, Indiana, shall be exempt from the provisions of Sections 2.12, B., 3, and 2.12, C., 3 of this ordinance regarding required minimum front, side and rear yard setbacks. The minimum required front, side and rear yard setbacks for lots located within such historic preservation areas shall be as determined by the IHPC. The minimum required front, side and rear yards shall be as set forth in and specified by the grant of a Certificate of Appropriateness following all procedures set forth by the IHPC.
2. fronting on a thoroughfare, as designated on the Official Thoroughfare Plan for Marion County, Indiana, shall be exempt from the provisions of Sections 2.12, B., 3, and 2.12, C., 3 of this ordinance regarding required minimum side and rear yard setbacks. The minimum required side and rear yard setbacks for lots located within such historic preservation areas shall be as determined by the IHPC. The minimum required side and rear yards shall be as set forth in and specified by the grant of a Certificate of Appropriateness following all procedures set forth by the IHPC.

SECTION 2. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

March 16, 1992

NEW BUSINESS

The President introduced E. Mitchell Roob who gave a presentation on Mayor Stephen Goldsmith's Capital Planning Process for 1993, 1994 and 1995.

Councillor Borst asked that the 1992 Capital Planning Process be distributed to the Councillors. Mr. Roob replied that all the Councillors will receive such a copy.

ANNOUNCEMENTS AND ADJOURNMENT

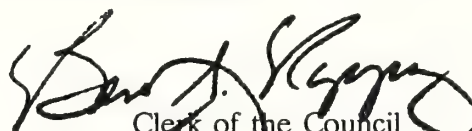
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:23 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 16th day of March, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 6, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, April 6, 1992, with Councillor SerVaas presiding.

Councillor Borst led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Moriarty introduced Jackie Martin and Lula Duerson from the Family Community Leadership Training Institute.

Councillor Ruhmkorff recognized a group of Korean War veterans who fought in the Chosin Reservoir Battle.

Councillor Beadling recognized the groups who were present in support of the ordinance concerning open alcoholic beverage containers in motor vehicles.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 6, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

March 23, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 26, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 157, 1992, to be held on Monday, April 6, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 13, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$425,328 in the Metropolitan Emergency Communication Fund (Enhanced 9-1-1) for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communication Fund (Enhanced 9-1-1) Fund.

SPECIAL RESOLUTION NO. 16, 1992, honoring the Indianapolis Fire Department.

SPECIAL RESOLUTION NO. 17, 1992, approving a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis.

SPECIAL RESOLUTION NO. 18, 1992, approving a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming.

SPECIAL RESOLUTION NO. 19, 1992, approving the leasing of certain real estate of the Department of Parks and Recreation.

April 6, 1992

GENERAL RESOLUTION NO. 1, 1992, approving the issuance of City of Indianapolis Sanitary District Refunding Bonds of 1992 in an amount not to exceed Twenty-Five Million Dollars (\$25,000,000).

GENERAL ORDINANCE NO. 19, 1992, amending the Code by updating the county corrections fund.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of March 16, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

Councillor Dowden asked for a moment of silence in memory of Major Joe Ernst, Marion County Sheriff's Department.

The President said that Proposal No. 170, 1992 will be heard as soon as the whole group to be honored arrives.

PROPOSAL NO. 171, 1992. This proposal, sponsored by Councillor Mullin, recognizes the University of Notre Dame and the Notre Dame Club of Indianapolis. Councillor Mullin read the resolution and presented a framed document to Tom Spencer, who expressed appreciation for the recognition. Councillor Mullin moved, seconded by Councillor Moriarty, for adoption. Proposal No. 171, 1992 was adopted by unanimous voice vote.

Proposal No. 171, 1992 was retitled SPECIAL RESOLUTION NO. 21, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1992

A SPECIAL RESOLUTION recognizing the University of Notre Dame and the Notre Dame Club of Indianapolis.

WHEREAS, the University of Notre Dame du Lac, a world class university in Notre Dame, Indiana, was founded 150 years ago in 1842 by Father Edward Sorin; and

WHEREAS, the University of Notre Dame Club of Indianapolis began in 1927 to put forward the virtues of leadership, commitment and community spirit; and

WHEREAS, since that time the Club has created community service opportunities for students through its Summer Student Project; has offered hundreds of thousands of dollars in scholarship monies to Notre Dame students from the Indianapolis area; and, through the Club's new First Saturday of Service Program, has helped the Urban Parish Cooperative in its commitment to the downtown, local neighborhoods and to urban church activities; and

WHEREAS, for a century and a half, the University of Notre Dame has offered to Indianapolis some of this community's finest sons and daughters; and

WHEREAS, the University of Notre Dame Club of Indianapolis earned the prestigious Notre Dame Alumni Association's "National Club of the Year Award" in 1991; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the University of Notre Dame during its Sesquicentennial Year.

SECTION 2. The City of Indianapolis appreciates the efforts, hard work and accomplishments of the University of Notre Dame Club of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 172, 1992. This proposal, sponsored by Councillors Beadling, Giffin, Gilmer and Schneider, recognizes the Indianapolis International Airport. Councillor Giffin read the resolution and presented copies of the document to the members of the Indianapolis Airport Authority Board. Michael Wells, Chairman of the Board, expressed appreciation for the recognition. Councillor Giffin moved, seconded by Councillor Beadling, for adoption. Proposal No. 172, 1992 was adopted by unanimous voice vote.

Proposal No. 172, 1992 was retitled SPECIAL RESOLUTION NO. 22, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1992

A SPECIAL RESOLUTION recognizing the Indianapolis International Airport.

WHEREAS, in 1927, city officials and local businessmen studied airports throughout the United States and Europe to design a new state-of-the-art airport for Indianapolis; and

WHEREAS, 900 acres was purchased west of town on the Pennsylvania Railroad and U.S. Highway 40, and in 1931 what is now named Indianapolis International Airport was dedicated; and

WHEREAS, the airport was modernized and expanded during the decades to where now it is over 5,000 acres, has four reliever airports and a downtown heliport, is a hub for Federal Express and the U.S. Postal Service Express Mail, and hosts the Greater Indianapolis Foreign Trade Zone and the new United Airlines maintenance facility; and

WHEREAS, during those sixty years, Indianapolis International Airport has grown from service by one airline to seventeen airlines, from five thousand passengers to over five million passengers a year; and

WHEREAS, the airport is governed by an independent municipal corporation named the Indianapolis Airport Authority, and it uses no local property tax dollars; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends the foresight, professional skill and dedication of all those who have guided the Indianapolis International Airport during the past sixty years.

SECTION 2. The Council challenges Indianapolis Airport Authority Board Members Michael W. Wells, Gordon St. Angelo, Lawrence A. O'Connor, Jr., Murvin S. Enders and Betty J. Johnson, the Advisory Board members, Executive Director Daniel C. Orcutt, and each of the three hundred airport employees to keep alive the sixty year old vision that a great city deserves a great airport.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

April 6, 1992

PROPOSAL NO. 173, 1992. This proposal, sponsored by Councillor Coughenour, recognizes William G. Shassere. Councillor Coughenour read the resolution and presented a framed document to Mr. Shassere, who expressed appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 173, 1992 was adopted by unanimous voice vote.

Proposal No. 173, 1992 was retitled SPECIAL RESOLUTION NO. 23, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1992

A SPECIAL RESOLUTION recognizing William G. Shassere.

WHEREAS, William G. Shassere, a native of Terre Haute, Indiana, honorably served the citizens of Indianapolis from October, 1981, through March, 1992, as Department of Public Works Training Center Manager, Deputy Director and as Director; and

WHEREAS, Mr. Shassere developed an extensive amount of training curriculum on supervisory, technical and computer skills, and taught hundreds of Department of Public Works employees in these subjects; and

WHEREAS, as Director of the department, Mr. Shassere spearheaded the effort of instilling Total Quality Service customer responsiveness by all workers, had a high degree of personal compassion for all of his employees, and demonstrated exceptional leadership in providing basic environmental services to the residents of Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks William G. Shassere for providing cost effective basic environmental services to this community while serving in leadership positions of the Indianapolis Department of Public Works.

SECTION 2. The Council commends Mr. Shassere for his positive influence upon the professional lives of his employees during his many years as an effective teacher and as a wise mentor.

SECTION 3. The Council wishes Bill Shassere and his wife June many future years of good health and much happiness, a strong wind to their backs during their travels, and many fish to fill Bill's fishing net.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 107, 1992. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 107, 1992 on April 2, 1992. The proposal reappoints Henry C. Bock, M.D. to the Health & Hospital Corporation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Hinkle, for adoption. Proposal No. 107, 1992 was adopted by a unanimous voice vote.

Proposal No. 107, 1992 was retitled COUNCIL RESOLUTION NO. 36, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1992

A COUNCIL RESOLUTION reappointing Henry C. Bock, M.D. to the Health & Hospital Corporation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Health & Hospital Corporation, the Council appoints:

Henry C. Bock, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 108, 1992. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 108, 1992 on April 2, 1992. The proposal appoints Philip D. Pecar to the Health & Hospital Corporation. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor O'Dell, for adoption. Proposal No. 108, 1992 was adopted by a unanimous voice vote.

Proposal No. 108, 1992 was retitled COUNCIL RESOLUTION NO. 37, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1992

A COUNCIL RESOLUTION appointing Philip D. Pecar to the Health & Hospital Corporation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Health & Hospital Corporation, the Council appoints:

Philip D. Pecar

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 170, 1992. This proposal, sponsored by Councillor Black, recognizes the Crispus Attucks Athletic Association. Councillor Black introduced Shirl Gilbert, Superintendent of Indianapolis Public Schools, who read the resolution. Councillor Black presented framed documents to Alongo Watford, Ellis Diggs, Danny Saunders, Glenn Howard, Earl Donaldson, Auston Smith, Harry Petry, Larry Dunvall, and Ray Crowe. Mr. Watford, President of the Crispus Attucks Athletic Association, expressed appreciation for the recognition. Councillor Black moved, seconded by Councillor Howard, for adoption. Proposal No. 170, 1992 was adopted by unanimous voice vote.

Councillors Giffin and Boyd voiced their admiration for the Crispus Attucks Athletic Association and their support for this resolution.

Proposal No. 170, 1992 was retitled SPECIAL RESOLUTION NO. 20, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 20, 1992

A SPECIAL RESOLUTION recognizing the Crispus Attucks Athletic Association.

WHEREAS, Crispus Attucks was an all-colored Indianapolis high school established in 1927 and named after a Black Revolutionary War Hero; and

WHEREAS, the school was only admitted to compete in Indiana High School Athletic Association games in 1942, but since that time has produced several outstanding athletes; and

WHEREAS, Attucks' 1955 basketball team was the first-ever state championship team from Indianapolis Public Schools; and

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WHEREAS, for the past twenty years some of the schools former athletes and friends in the Crispus Attucks Athletic Association have quietly and generously donated untold man hours and money to the school, bought books, college scholarships, Little League Baseball, underwrote NAACP memberships, bought football uniforms, gave \$20,000 and historic items to the Indiana High School Basketball Hall of Fame and have been active in countless other constructive activities; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Crispus Attucks Athletic Association for their dedication to their alma mater and to the community.

SECTION 2. The Council encourages the Crispus Attucks High School Athletic Association to continue their work in enhancing the quality of life for future generations of scholars and athletes.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 128, 129, 130, 131, 132, 133 and 135, 1992. Councillor Borst asked for consent to vote on these seven appointments together. Consent was given. PROPOSAL NO. 128, 1992. The proposal reappoints Michael Rodman to the Metropolitan Development Commission. PROPOSAL NO. 129, 1992. The proposal reappoints Randolph L. Snyder to the Metropolitan Development Commission. PROPOSAL NO. 130, 1992. The proposal reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 131, 1992. The proposal reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 132, 1992. The proposal reappoints Mark A. Gibson to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 133, 1992. The proposal reappoints Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 135, 1992. The proposal reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III. Councillor Borst reported that the Metropolitan Development Committee heard these proposals on March 17, 1992. By a 5-0 vote, the Committee reported Proposal Nos. 128, 129, 130 and 131, 1992 to the Council with the recommendation that they do pass. By a 6-0 vote, the Committee reported Proposal Nos. 132, 133 and 135, 1992 to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal Nos. 128, 129, 130, 131, 132, 133 and 135, 1992 were adopted by unanimous voice vote.

Proposal No. 128, 1992 was retitled COUNCIL RESOLUTION NO. 38, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1992

A COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Michael Rodman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 129, 1992 was retitled COUNCIL RESOLUTION NO. 39, 1992 and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 39, 1992

A COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Randolph L. Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 130, 1992 was retitled COUNCIL RESOLUTION NO. 40, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 1992

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council appoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 131, 1992 was retitled COUNCIL RESOLUTION NO. 41, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1992

A COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council appoints:

Joanna Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 132, 1992 was retitled COUNCIL RESOLUTION NO. 42, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1992

A COUNCIL RESOLUTION reappointing Mark A. Gibson to the Metropolitan Board of Zoning Appeals Division II.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Mark A. Gibson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 133, 1992 was retitled COUNCIL RESOLUTION NO. 43, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1992

A COUNCIL RESOLUTION reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Walter Stephen Johnes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 135, 1992 was retitled COUNCIL RESOLUTION NO. 44, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1992

A COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council appoints:

Mary Jane Klepek

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 147, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 147, 1992 on April 2, 1992. The proposal approves the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1992. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 147, 1992 was adopted by a unanimous voice vote. Councillor O'Dell introduced Mr. Younger.

Proposal No. 147, 1992 was retitled COUNCIL RESOLUTION NO. 45, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Parks and Recreation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Leon Edward Younger to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Leon Edward Younger is approved and confirmed by the City-County Council to serve as Director of the Department of Parks and Recreation at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 152, 1992. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 152, 1992 on April 2, 1992. The proposal reappoints David F. McNamar to the Indianapolis-Marion County Public Library Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Beadling, for adoption. Proposal No. 152, 1992 was adopted by a unanimous voice vote.

Proposal No. 152, 1992 was retitled COUNCIL RESOLUTION NO. 46, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1992

A COUNCIL RESOLUTION reappointing David F. McNamar to the Indianapolis-Marion County Public Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Public Library Board, the Council appoints:

David F. McNamar

SECTION 2. The appointment made by this resolution is for a term ending April 16, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

The President stated that Proposal No. 33, 1992 would be next on the agenda.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 33, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 33, 1992 on February 4 and March 24, 1992. The proposal, sponsored by Councillor Beadling, amends Chapter 29 of the Code by adding a new Article IX concerning open alcoholic beverage containers in motor vehicles. Councillor Curry stated that the proposal declares that an officer would have probable cause to stop a vehicle if someone was seen taking a drink from a container and to determine whether or not it was an alcoholic container as defined in state law. A first penalty could result in a \$50 fine for

the operator of the car and/or passengers. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Beadling, for adoption.

Councillor West voiced his support for Proposal 33, 1992 and stated that at times police need probable cause to stop people they suspect are drinking. This is an effort to keep people from drinking while driving.

Councillor Short moved, seconded by Councillor Howard, to amend Proposal No. 33, 1992 as follows:

- I. Strike Sec. 29-441 in its entirety.
- II. Strike the words "or passengers" in lines 3 and 4 of Sec. 29-442.
- III. Strike the lines in Section 2 referring to the penalty for violation of Sec. 29-441.
- IV. Renumber the remaining sections consecutively and conform any cross-references.

Councillor Short said that he does not think it is the City's job to punish 100 percent of the citizens for the 10 percent offenders.

Councillor Beadling spoke against this amendment because alcohol can easily be passed to the driver by a passenger. She wants no alcohol to be allowed in cars. She urged the Council to support the proposal as it came out of committee.

Councillor Golc asked Councillor Beadling if she has any statistics that show the effect of drinking on passengers while in a car and if there has been any data collected on the impact on the cities that have passed this ordinance.

Councillor Beadling said that she has no statistics. She asked Marion County Prosecutor, Jeffrey Modisett, to speak on this issue.

Mr. Modisett replied that it is difficult to get precise statistics on passengers because ordinarily, under the given law, those people are not stopped. There has not been enough time to collect data as to effect the passing of similar ordinances has had on communities. Mr. Modisett further said that he believes that passing the ordinance would also put pressure on the General Assembly to pass a similar law.

Councillor Coughenour said that she feels that the amendment would weaken the chance of any good coming out of this ordinance. The Council has to weigh two issues--the life and death issue and the right to drink issue; she believes the life and death issue is more important than the right to drink.

Councillor Jimison said that she believes it is the deterrent effect that this proposal addresses. If Councillor Short's amendment passes, a person can circumvent the law by passing an alcoholic beverage to a passenger. The Council has a choice, in her opinion, a temporary restriction of liberty versus an absolute taking of a life. She urged the Councillors to defeat this amendment and pass the proposal.

Councillor Gilmer stated that he questions the enforceability of this ordinance. Two weekends in May, Indianapolis has 250,000 people here for qualification weekends and many are not from Indiana. He wanted to know how this will be publicized.

Mr. Modisett replied that 26 other states have this law and many of those states have events that attract a similar number of people and it is just a matter of adjustment. People can be notified ahead of time and the public needs to be educated.

Councillor Ruhmkorff asked if everyone in a car would be arrested even a passenger who is not drinking.

Mr. Modisett replied that his understanding of the ordinance is that it applies to anyone who is observed with a container in his/her hands. Officers have to exercise discretion.

Councillor Hinkle called for the question on the amendment.

Councillor Short's motion passed by the following roll call vote; viz:

17 YEAS: Borst, Brents, Franklin, Gilmer, Golc, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Shambaugh, Short, Smith, Williams
12 NAYS: Beadling, Black, Boyd, Coughenour, Curry, Dowden, Giffin, Hinkle, Jimison, Schneider, SerVaas, West

Councillor Hinkle stated that he could not agree more with the principal behind this legislation because, in his opinion, society for too long has tolerated and in many cases has encouraged drunk driving. However, he finds it difficult to support a law that has questionable enforceability and has been acknowledged from the outset as only "sending a message to the legislature". He believes in order to get drunk drivers off the road legislation has to be passed with mandatory fines and mandatory sentences that lenient judges cannot ignore and that make potential offenders think twice before they drive while drunk.

Councillor Franklin said that his constituents have called him and said that the ordinance goes too far. He said another issue that the Council might want to take a look at is the concurrent sale of gas and alcohol in service stations.

Councillor West moved to send Proposal No. 33, 1992, as amended, back to committee in order that the additional testimony on the effectiveness of this change can be evaluated by that committee. This motion was seconded by Councillor Golc. The motion failed by the following roll call vote; viz:

11 YEAS: Beadling, Black, Boyd, Coughenour, Dowden, Giffin, Golc, Jimison, O'Dell, Schneider, West
17 NAYS: Borst, Brents, Curry, Franklin, Gilmer, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, Rhodes, SerVaas, Shambaugh, Short, Smith, Williams
1 NOT VOTING: Ruhmkorff

Councillor Howard moved the question, which was seconded by Councillor Rhodes. This motion passed by unanimous voice vote.

Proposal No. 33, 1992, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, Williams

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6 NAYS: Coughenour, Golc, Hinkle, Schneider, Shambaugh, West

Proposal No. 33, 1992, as amended, was retitled GENERAL ORDINANCE NO. 22, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1992

A GENERAL ORDINANCE amending Chapter 29 of the Code by adding a new Article IX, dealing with open alcoholic beverage containers in motor vehicles.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 29 of the Code of Indianapolis and Marion County, Indiana is hereby amended by adding a new Article IX as follows:

ARTICLE IX
OPEN ALCOHOLIC CONTAINERS IN MOTOR VEHICLES

Sec. 29-438. Legislative intent.

The past several sessions of the Indiana General Assembly have failed to enact state legislation that would prohibit open alcoholic beverage containers in motor vehicles. The Indianapolis-Marion County City-County Council, for the health and safety of the citizens of this community, do therefore adopt this article.

Sec. 29-439. Definitions.

For the purpose of this article, the following definitions shall apply:

- (1) "alcoholic beverage" means alcoholic beverage as defined in IC 7.1-1-3-5.
- (2) "container" means an alcoholic beverage container as defined in IC 7.1-1-3-13 and includes such containers from which the contents have been removed.
- (3) "motor vehicle" means a motor vehicle as defined in IC 9-13-2-105(a).
- (4) "recreational vehicle" means a recreation vehicle as defined in IC 9-13-2-150 that is registered and licensed as a recreational vehicle.

Sec. 29-440. Consumption by operator prohibited.

It is unlawful for the operator of a motor vehicle to consume an alcoholic beverage or have within his reach a container that has been opened, that has a broken seal, or from which some of the contents have been removed, at any time that the motor vehicle is being operated upon a public highway, street or alley within Marion County.

Sec. 29-441. Operation prohibited.

It is unlawful for any person operating a motor vehicle upon a public highway, street or alley in Marion County to knowingly keep or allow to be kept in any area of the motor vehicle that is accessible to the driver a container that has been opened, that has a broken seal, or from which some of the contents have been removed, except

- (1) Open alcoholic containers that are left over from any type of outing may be placed in the motor vehicle trunk, or if there is no trunk, the container must be placed farthest to the back of the motor vehicle and put into a closed box, bag or container, out of the reach of the driver or passengers, so that they are not able to consume the alcoholic beverage,
- (2) Licensed caterers may transport open containers as long as no human consumption occurs during transporting to and from the destination, and
- (3) Recreational vehicles and commercial vehicles such as limousines and charter buses are exempt from this section.

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Sec. 29-442. Enforcement and penalty.

(a) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County.

(b) Any person who is convicted of violating the provisions of this article shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00).

Sec. 29-443. Container recycling defense.

It is a defense to any violation of this article that the container is in the motor vehicle for the purpose of recycling and not for consumption while in the vehicle. The person charged with violating this article shall bear the burden of establishing the fact that the open container was in the vehicle for the purpose of recycling.

SECTION 2. The Revised Code of the Consolidated City and County, specifically Section 103-302, be and is hereby amended by inserting the underlined text to read as follows:

Sec. 103-302. Schedule of Code Provisions and Penalties. The following code (or ordinance) provisions and respective civil penalties are designated for enforcement through the ordinance violations bureau:

<u>Code Section</u>	<u>Subject Matter</u>	<u>Civil Penalty</u>
4-149	Open burning	50.00
17-151	Sale of tobacco products without license - first offense	45.00
17-154	Prohibited distributions of tobacco products - first offense	45.00
17½-8	Littering on premises of another	45.00
21½-14	3rd False Alarm in calendar year	20.00
21½-14	4th False Alarm in calendar year	30.00
21½-14	5th through 7th False Alarm in calendar year	40.00
28-16	Parking prohibited for street repairs and cleaning	7.50
29-8	Pedestrian violations	7.50
29-27	Parking when temporarily prohibited	7.50
29-97	Display of unauthorized traffic controls	7.50
29-98	Interference with traffic control devices	7.50
29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	7.50
29-251	Unlawful parking near fire hydrant	7.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	7.50
29-254	Unlawful manner of parking	7.50
29-255	No required lights on certain parked vehicles	7.50
29-256.1	Violation of handicapped parking restrictions	7.50
29-256.2	Unlawful parking in handicapped parking meter zone	7.50
29-257	Unloading perpendicular to curb without permit	7.50
29-258	Unlawful use of bus stops and taxicab stand	7.50
29-259	Unlawful use of passenger and loading zones	7.50
29-260	Unlawful parking adjacent to certain buildings	7.50
29-262	Unlawful parking for display for sale or advertising	7.50
29-263	Unlawful parking for more than 6 hours	7.50
29-264	Unlawful parking of commercial vehicles at night	7.50
29-265	Unlawful parking in alleys or on certain narrow streets	7.50
29-266	Unlawful parking in designated special parking areas	7.50
29-267	Parking on certain streets where prohibited at all times	7.50
29-268	Stopping, standing or parking on streets where prohibited at all times	7.50
29-269	Parking on certain streets where prohibited at all times on certain days	7.50
29-270	Parking on certain streets when prohibited at certain times on certain days	7.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	7.50
29-284	Parking in excess of time permitted in parking meter zone	7.50
29-291	Parking in meter zone when temporarily prohibited	7.50
29-297	Overtime parking in metered parking space	7.50
29-321	Unlawful parking during snow emergency	25.00

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29-335	Leaving taxicab unattended	7.50
29-336	Unlawful parking of bus or taxicab	7.50
29-337	Unlawful parking in certain mailbox zones	7.50
29-341	Unlawful stopping, standing or parking near fire hydrant	7.50
29-342	Unlawful obstruction of fire lane	7.50
29-398	Unlawful loading or unloading of private bus	7.50
29-400	Unlawfully stopping of food vendor vehicle	7.50
29-401	Violation of noise restriction on food vendors	7.50
29-403	Failure of food vending vehicle to display required warnings	7.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	7.50
29-406	Operation of bicycle without required equipment	7.50
29-407	Unlawful operation of bicycle	7.50
29-424	Operation of unregistered bicycle	7.50
<u>29-440</u>	<u>Consumption or possession by operator of motor vehicle</u>	<u>50.00</u>
<u>29-441</u>	<u>Operating motor vehicle containing open alcoholic beverages</u>	<u>50.00</u>

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Coughenour asked for consent to explain her vote. Consent was given. She said that she feels the same way Councillor Hinkle does in that this ordinance is a gesture that makes some people feel good because they think they did something. She could not vote for this proposal because she believes it does not mean anything.

Councillor Golc said that he feels the same as Councillors Coughenour and Hinkle. He said this proposal is a bandage solution to the problem.

Councillor Beadling stated that she voted for the proposal because it is at least a start.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 158, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION establishing a \$500 petty cash fund to be placed in the Controller's custody for the use of the Mayor's Office, Finance Division (Controller), Legal Division, Human Resources Division, and Central Purchasing Division"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 159, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning taxi fares for the 500-Mile Race"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 160, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 161, 1992. Introduced by Councillors Ruhmkorff, Dowden and O'Dell. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION designating Vermont Street from Capitol Avenue to Alabama Street as the 'Korean War Memorial Way'; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 162, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE technically amending F.O. No. 3, 1992 (Proposal No. 9, 1992) by changing the fund from the County General Fund

to the County Grant Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 163, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$669,808 for the Department of Public Works, Advanced Wastewater Treatment Division, to reconstruct and replace equipment and building facilities damaged by the fire at the Belmont plant"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 164, 1992. Introduced by Councillors SerVaas, Coughenour, Borst and Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing the White River Greenway Development Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 165, 1992. Introduced by Councillors SerVaas, Coughenour, Borst and Gilmer. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing members to the White River Greenway Development Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 166, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1992"; and the President referred it to the Rules and Public Policy Committee and the Administration and Finance Committee.

PROPOSAL NO. 167, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning political contributions"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 168, 1992. Introduced by Councillors Borst, Jimison and West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the board of public safety"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 169, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting a one-way traffic flow on McCrea Street between Georgia Street and Jackson Place, North Drive; and by authorizing intersection controls at Georgia Street and McCrea Street and at Jackson Place and McCrea Street (District 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 174, 1992. Introduced by Councillors Golc and Jimison. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION commissioning a study of the Court Services Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

[Councillor Golc said that it was his intention to have this heard before the Whole Committee tonight. The President ruled that it would be referred to the Public Safety and Criminal Justice Committee. Councillor Golc acknowledged the people he had asked to

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come to testify on this proposal: Judge Goodman, Judge Kirsch, Judge Darden, Judge Lopossa and Prosecutor Modisett.]

PROPOSAL NO. 175, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing W. Tobin McClamroch to the Urban Enterprise Association"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 176, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Ray R. Irvin to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 177, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Jesse Moore to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 178, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on April 3, 1992". The Council did not schedule Proposal No. 178, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 178, 1992 was retitled REZONING ORDINANCE NO. 31, 1992 and is identified as follows:

REZONING ORDINANCE NO. 31, 1992. 91-Z-124 PIKE TOWNSHIP
COUNCILMANIC DISTRICT #03.
6497 GUION ROAD (APPROXIMATE ADDRESS), INDIANAPOLIS.
MELVIN L. CUNNINGHAM, INC. requests the rezoning of 9.821 acres, being in the D-A District, to the I-2-S classification to provide for I-2-S industrial uses.

PROPOSAL NOS. 179-180, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 3, 1992". Councillor Dowden moved that Proposal No. 179, 1992 be scheduled for a public hearing:

Mr. President:

I move that Proposal No. 179, 1992 (Rezoning Case 92-Z-5) be scheduled for a hearing before this Council at its next regular meeting on April 27, 1992 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ William Dowden

By consent the motion was adopted. Proposal No. 179, 1992 is identified as follows:

92-Z-5 LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #05.
9602 EAST 86TH STREET, INDIANAPOLIS.
DONALD and PATRICIA DAUGHERTY request the rezoning of 1.549 acres, being in the D-S District, to the D-1 classification to provide for the construction of a single-family residence.

The Council did not schedule Proposal No. 180, 1992 for hearing pursuant to IC 36-7-4-608. Proposal No. 180, 1992 was retitled REZONING ORDINANCE NO. 32, 1992 and is identified as follows:

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REZONING ORDINANCE NO. 32, 1992. 92-Z-13 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT #18.
7445 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.
YOSEMITE INVESTMENT, INC., by Duane O'Neal, requests the rezoning of 3.26 acres, being in the I-3-S District, to the C-1 classification to provide for commercial development.

PROPOSAL NOS. 181-185, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 3, 1992". The Council did not schedule Proposal Nos. 181-185, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 181-185, 1992 were retitled REZONING ORDINANCE NOS. 33-37, 1992 and are identified as follows:

REZONING ORDINANCE NO. 33, 1992. 92-Z-17 LAWRENCE TOWNSHIP COUNCILMANIC DISTRICT # 04.
7215 EAST 75TH STREET (approximate address), INDIANAPOLIS.
JUDITH E. OVERTURF requests the rezoning of 4.5353 acres, being in the SU-1 and DP Districts, to the SU-1 classification to provide for a church and church school.

REZONING ORDINANCE NO. 34, 1992. 92-Z-18 WARREN TOWNSHIP COUNCILMANIC DISTRICT #13.
719 SOUTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
WAYNE A. SMITH requests the REZONING of 2 acres, being in the D-A District, to the SU-9 classification to provide for the development of a fire station.

REZONING ORDINANCE NO. 35, 1992. 92-Z-20 CENTER TOWNSHIP COUNCILMANIC DISTRICT # 16.
230 WEST MERRILL STREET (approximate address), INDIANAPOLIS.
CAPITAL IMPROVEMENT BOARD OF MANAGERS OF MARION COUNTY, INDIANA, by Mary E. Solada, requests the rezoning of 0.85 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for the development of a commercial parking lot.

REZONING ORDINANCE NO. 36, 1992. 92-Z-21 CENTER TOWNSHIP COUNCILMANIC DISTRICT # 16.
320 WEST SOUTH STREET (approximate address), INDIANAPOLIS.
CAPITAL IMPROVEMENT BOARD OF MANAGERS OF MARION COUNTY, INDIANA, by Mary D. Solada, requests the rezoning of 0.16 acre, being in the I-3-U/RC and CBD-2/RC Districts, to the CBD-2/RC classification to provide for the development of a commercial parking lot.

REZONING ORDINANCE NO. 37, 1992. 92-Z-22 CENTER TOWNSHIP COUNCILMANIC DISTRICT # 16.
309 SOUTH MISSOURI STREET (approximate address), INDIANAPOLIS.
CAPITAL IMPROVEMENT BOARD OF MANAGERS OF MARION COUNTY, INDIANA, by Mary D. Solada, requests the rezoning of 0.35 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for a commercial parking lot.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Boyd recognized the group from the Witherspoon Performing Arts Center which is here in support of Proposal No. 157, 1992. Councillor Rhodes asked for consent to hear Proposal No. 157, 1992 at this time. Consent was given.

PROPOSAL NO. 157, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 157, 1992 on March 26, 1992. The proposal approves certain public purpose grants for support of the arts. The proposal was amended in Committee to assure accountability by the groups receiving this funding, and that there will be a memorandum of understanding signed between the Council and the Arts Council. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

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Councillor Williams stated that she supports the arts, but she believes that this money should not come out of the Parks budget. She would rather see the funding in another organization's budget such as the Capital Improvement Board's.

The President said that this money was not originally taken from the Parks Department, it was put in the Parks Department budget for allocation, but over the years it has in effect become an integral part of the Parks Department budget.

Councillor Hinkle voiced his support of the arts, but he would like to see the organizations who receive the grant funding work with local high school students.

The President called for public testimony at 8:56 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Giffin, for adoption. Proposal No. 157, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
2 NAYS: *Black, Ruhmkorff*

Proposal No. 157, 1992, as amended, was retitled GENERAL RESOLUTION NO. 2, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1992

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants totaling \$871,900 approved by Special Resolution No. 3, 1992 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

Indianapolis Symphony Orchestra	\$197,923
Indianapolis Museum of Art	148,671
The Children's Museum	137,807
WFYI TV/FM 90 (Channel 20)	81,942
Indiana Repertory Theatre	65,400
Indianapolis Opera	32,480
Indianapolis Ballet Theatre	32,408
Cathedral Arts	12,576
Indianapolis Civic Theatre	11,320
Indianapolis Art League	11,047
Total - Direct Support	\$731,574
Arts Indiana, Inc.	\$ 8,000
Dance Kaleidoscope	7,500
Eiteljorg Museum of American Indian and Western Art	7,500
Freetown Village, Inc.	6,713
Hoosier Salon Patrons Association	6,450
Indianapolis Arts Chorale	2,080
Indianapolis Chamber Orchestra	7,500
Indianapolis Children's Choir	7,000
Madame Walker Urban Life Center	7,000
Phoenix Theatre, Inc.	8,000
Starlight Musicals	6,500
Theatre on the Square	7,500
Very Special Arts Indiana	8,500

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Writer's Center of Indianapolis	7,000	
Young Audiences of Indiana, Inc.	8,500	
Total - General Operating Support		105,743
American Pianists Association	1,102	
Clowes Memorial Hall	3,750	
Edyvean Repertory Theatre	3,241	
Ensemble Music Society Indianapolis	3,250	
Indianapolis Dance Company	3,000	
New World Chamber Orchestra	1,950	
Stories, Inc.	3,500	
Witherspoon Performing Arts Center	1,000	
Total - Special Project Support		20,793
Arts Council of Indianapolis		<u>13,790</u>
Grand Total		\$871,900

SECTION 2. The Indianapolis City-County Council directs that the Arts Council of Indianapolis shall be the designated coordinating agency for city arts grants; and shall work closely and cooperatively with the Arts Services Section of the Recreation Division of the Indianapolis Department of Parks and Recreation and its Board, and with each arts organization. The Arts Council of Indianapolis shall prepare a City-County Council advisory list of all arts organizations to be funded in 1993 and each year thereafter, with emphasis upon identified competitive arts services to be rendered for arts grant monies received. Said Arts Services will be determined by and accountable under the terms and conditions of a memorandum of understanding agreement between the City of Indianapolis and the Arts Council of Indianapolis, as approved by the City-County Council.

SECTION 3. This resolution is adopted in satisfaction of the requirements of Sec 3.01(b) of the Annual Budget for 1992, Fiscal Ordinance No. 61, 1991.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 83, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 83, 1992 on March 25, 1992. The proposal appropriates \$44,100 for the Superior Court, Criminal Division, Probation Department, to lease additional office space. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 83, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Hinkle, Howard, Jones*

Proposal No. 83, 1992, as amended, was retitled FISCAL ORDINANCE NO. 14, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Forty-four Thousand One Hundred Dollars (\$44,100) in the Supplemental Adult Probation Services Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (II) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department, to lease additional office space.

SECTION 2. The sum of Forty-four Thousand One Hundred Dollars (\$44,100) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL
DIVISION, PROBATION DEPARTMENT

3. Other Services and Charges.
TOTAL INCREASE

SUPPLEMENTAL ADULT
PROBATION SERVICES FUND

\$44,100
\$44,100

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Supplemental Adult Probation Services Fund
TOTAL REDUCTION

SUPPLEMENTAL ADULT
PROBATION SERVICES FUND

\$44,100
\$44,100

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that Proposal Nos. 3 and 5, 1992 will be discussed together since they both concern the public defender matter.

PROPOSAL NOS. 5 and 3, 1992. PROPOSAL NO. 5, 1992. The proposal appropriates \$200,000 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court. PROPOSAL NO. 3, 1992. The proposal creates a public defender board and agency. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 5 and 3, 1992 on March 25, 1992.

Councillor Dowden stated that the public defender issue has been the subject of much discussion and debate over the years. The Council has tried in good faith to address this problem on behalf of the taxpayers. The Council is aware that the caseload is increasing in the criminal courts. As a result, there is an increase in the number of persons who claim to be unable to pay for an attorney after they have been charged with a crime and therefore under our constitution must be provided with legal defense. One of the solutions to this problem is the creation of an agency to provide public defender services. The Indianapolis Bar Association has conducted a study on public defenders and the Councillors have received a copy of the detailed study and the recommendations by the Bar Association. The consensus is that the public defenders should be independent of the judges. At present in Marion County, the Municipal Courts have their own public defender agency, the Superior Criminal Courts have a their own public defenders and the Juvenile Division has a different set of public defenders.

Councillor Dowden further said that earlier in the year when the issue was brought before the Public Safety and Criminal Justice Committee, it was recommended by the liaison from Superior Courts that a fact-finding task force be established that would delve into this more deeply and come back to the Committee with a report. A task force was established with the following members: Councillor Curry; Honorable Les Duvall, former state senator and also chairman of the Indianapolis Bar Association's public defender commission; Honorable John Barney, Superior Criminal Court; and Eric Koselke, an experienced public defender

and a former chief public defender in the Municipal Courts. They came back with a report of their findings and a recommendation on March 25, 1992. There appeared to be a great diversity in the use of public defenders in the court system and no uniformity in the collection of fees and various other costs within the court system. Hundreds of thousands of dollars, according to the task force's report, could be flowing into the General Fund if all those fees and costs were legally assessed.

Councillor Dowden said that Proposal No. 5, 1992 appropriates \$297,000 to hire more public defenders for 1992 for the Superior Courts, Criminal Division, and the Juvenile Division. The Committee has been told repeatedly that ultimately the judges can raise sufficient moneys to cover the costs of all public defenders. If the Council appropriates any more money to any agency, it will either be new moneys coming in or it will be money transferred out of other departments' budgets. The courts can generate well over \$300,000 this year by assessing the proper fees and costs in the court room. The report and recommendation of the task force is that the Council appropriate the \$297,000 that the judges have requested for all twelve months of 1992. The Committee amended Proposal No. 5, 1992 by reducing the amount to \$200,000, which should be sufficient on a prorated basis for the balance of 1992. The \$200,000 will be derived as follows: \$50,000 from the Auditor's budget and \$150,000 out of the funds that the judges can raise during the remainder of this year. By a 9-0 vote, the Committee reported the proposal to the Council with recommendation that it do pass as amended.

Councillor Dowden stated that Proposal No. 3, 1992 establishes a board and an agency for public defenders. The Indianapolis Bar Association recommends a board to oversee the public defenders for all of Marion County courts. Last year at budget time the Council agreed to create a Combined Public Defender Agency Fund, where all of the funds that are appropriated for public defenders are identified and isolated. The major area of disagreement with this proposal is whether it will be a board controlled by the judges. The Bar Association strongly recommended that it should not be controlled by the judges. Upon the recommendation of the task force a public defender board would be established composed of eight members--seven appointed and one member, the county auditor, serving ex officio. The seven members would be appointed as follows: one member nominated by the Superior Court, one member nominated by the Municipal Court, one member would be an attorney practicing law in Marion County, and four members would be appointed by the Council. By a 5-4 vote, the Committee reported the proposal to the Council with recommendation that it do pass as amended.

Councillor Curry stated that he would like to discuss two points: the first of which is the availability of funds. For example, the Supplemental Public Defender Fee--in Lake County, which has about one-fourth the number of cases that Marion County has, assesses Supplemental Fees totalling about \$50,000; in 1991 Marion County raised a total of \$1,967. Another area where money might be generated is cash bond retention. If someone is able to post a cash bond and still applies for and is assigned a public defender some portion of that cash bond could be used on a flat rate schedule to offset some of the costs. The biggest single point in terms of fund generation is that a public defender agency would have the ability to apply to sources such as the Criminal Justice Institute for grant funds. He believes there are six-figure amounts that would be available to a county the size of Marion County.

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Councillor Curry said that the second point that he would like to touch on deals with some statistics. The Committee learned that the number of people assigned to a public defender was 67% in some courts while in others it was as high as 87%. A twenty point spread, one-third spread in terms of percentage, would suggest that that would be outside the range of normal statistical distribution. This suggests that there needs to be a better definition of indigency for the entire court system.

The President asked if anyone from the public wished to testify on Proposal No. 5, 1992 at this time.

Judge Kirsch, Presiding Judge of the General Term of the Superior Court, testified that he thinks the judges have spoken in a clear fashion regarding their position on the need for additional public defenders. He said it is a shame that that need has gotten bogged down in consideration of an independent public defender agency. Those have always been separate issues. From the beginning of the year, it has been the unanimous view of the Superior Court judges that they would not negotiate and they would not compromise on the need for additional public defenders. A mandate order has been filed. That mandate order was specific in terms of its amount, which is not the amount that is in Proposal No. 5, 1992 and he did not want there to be any misunderstanding. The proposal for \$200,000 does not comply with the mandate order for \$267,000 for the remainder of 1992.

Councillor Borst asked what does \$267,000 provide for and how was it figured.

Judge Kirsch responded that it provides two additional public defenders for each of the six criminal superior courts, two for the drug court and two for the juvenile court. From April 1 through December 31-- $16 \times$ approximately \$20,000 per public defender.

Councillor Borst stated that the Council's fiscal staff has said that \$200,000 would comply with the judges' request since there are only nine months left in 1992.

Judge Kirsch said that the specific accounting was set forth in the mandate order and in the judge's letter to President SerVaas. $16 \times \$20,000 = \$320,000$ divided by 12 = $\$26,666 \times 9 = \$239,994$.

Councillor West stated that part of the difference is that the Council's calculations on the \$200,000 was based on eight months and the judges have calculated it on a nine-month basis.

Councillor Jimison moved, seconded by Councillor Short, to amend Proposal No. 5, 1992 to reflect the \$267,000 figure.

Councillor Rhodes said that if he used the exact same calculations that Judge Kirsch used-- $16 \times \$20,000 = \$320,000 \times .75 = \$240,000$, that is the figure for nine months and the figure for eight months would be \$215,000. He thinks the disagreement is if it is going to be based on nine months or eight months.

Councillor West commented that the Juvenile Court pays \$25,000 instead of \$20,440, which is a difference. In addition each of the Superior Courts in the Criminal Division pay \$60 a month in expenses to each of their attorneys. So the calculation has to take these increments into effect.

Councillor Dowden stated that he would speak against any amendment to the appropriation at this time. The Council fiscal staff started with the judges original request of \$297,206. He said he was surprised that the judges did not ask for the original amount in the mandate; they came up with a new figure of \$267,000. The \$200,000 that is in this proposal is sufficient on a prorated basis from May 1 through the end of the year. In this ordinance they are not held to 14, 16 or 60 public defenders; if the judges wish to hire 60 attorneys for 10 days to get the caseload cleaned up, they can do it.

Councillor Golc stated that he has a transcript of the committee meeting dealing specifically with the issue of proration and read it verbatim for the record as follows:

- Councillor Golc: You've probably explained this to me before, but would you explain to me the rationale of moving \$297 to \$200?
- Councillor Curry: Yes, my understanding the \$297 was essential for a 12 month period. Part of the year is done, it seems to me.
- Councillor Golc: So you pro-rated it.
- Councillor Curry: A little bit more than a pro-ration, a pro-ration would have been a little bit less than \$200,000 but we're looking for more money to bring up more Public Defenders, and it seems to me that an appropriate number that we've identified is \$200,000 okay? That's how I arrived at it.

Councillor Golc said he supports Councillor Jimison's motion.

The President called for a vote on the Councillor Jimison's motion to amend. The motion failed by the following roll call vote; viz:

12 YEAS: Black, Borst, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams
16 NAYS: Beadling, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
1 NOT VOTING: Giffin

Proposal No. 5, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
4 NAYS: Black, Brents, Howard, Rhodes
1 NOT VOTING: Giffin

Proposal No. 5, 1992 was retitled FISCAL ORDINANCE NO. 15, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the County Public Defender Fund for purposes of the Marion County Superior Courts and transferring funds from the County General Fund and reducing the unappropriated and unencumbered balance in the County Public Defender Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ccc) and (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing for expenses of the Public Defenders Agency.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by transferring certain appropriations and reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PUBLIC DEFENDERS SERVICES AGENCY</u>	
<u>OFFICE OF CHIEF PUBLIC DEFENDER</u>	<u>COUNTY PUBLIC DEFENDER FUND</u>
3. Other Services and Charges	<u>\$200,000</u>
TOTAL INCREASE	\$200,000

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$ 50,000</u>
	<u>COUNTY PUBLIC DEFENDER FUND</u>
Unappropriated and Unencumbered	
County Public Defender Fund	<u>150,000</u>
TOTAL REDUCTION	\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President said that Proposal No. 3, 1992 would be discussed at this time.

Councillor Dowden moved to amend Proposal No. 3, 1992, Sec. 286-3 (a)(1) by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 286-3. Public Defender Board membership and appointment.

(a) The Public Defender Agency Board shall consist of eight (8) members, plus the agency administrator who shall serve as chairman of the board ex officio. Seven (7) members shall be appointed by the City-County Council as follows:

- (1) Four (4) members ~~of the City-County Council~~ selected by the President of the City-County Council (confirmed by the committee on rules and public policy) who ~~shall~~ may be members ~~Public Safety and Criminal Justice Committee~~ of the City-County Council;

Councillor Dowden's motion to amend Proposal No. 3, 1992 passed by a unanimous voice vote.

Councillor Moriarty announced that the Minority Members of the Council prepared the following statement as to why they are opposed to Proposal No. 3, 1992:

1. We believe there is no need for the creation of any Agency to determine indigency. Such an action would be wholly unconstitutional as it usurps the authority of judges regarding their duty to make a case-by-case determination of indigency.
2. The creation of a Board and a Public Defender Agency promotes fiscal inefficiency through the creation of unnecessary layers of government.
3. The proposed structure of the Board violates the constitutional requirement of separation of powers and will result in gross incompatibility of offices on the part of those members of the City-County Council who would be appointed to serve on the Board.
4. It leaves the Council exposed to charges of predisposition.

5. According to John von Arx, the Marion County Auditor, the money to fund 16 public defenders does not exist. If this is true, how can we afford to fund an agency of this magnitude with a support staff and attorneys.
6. The enumerated powers and duties of the Board and the Chief Public Defender, as proposed, are unconstitutional.

Judges are elected officials whose duties cannot be determined or undermined by the City-County Council.

Councillor West stated in reply to the Minority Members' statement that state law requires a separate public defender agency which would contract with independent attorneys. The financing of the agency should be done in the same manner as if contracting with the courts or contracting with a separate agency.

Councillor Jimison stated that in her opinion few are happy with the present status of the public defender situation. Out of frustration as much as out of need, the Superior Court judges have mandated the Council. She offered a minority version of Proposal No. 3, 1992, which would establish a three-member board to determine a means to provide legal representation for indigent defendants in Marion County. This version closely mirrors some other boards that have been put in place in cities and counties throughout the state in accordance with state law. She believes the present Proposal No. 3, 1992, as amended, is constitutionally flawed. In order for the Committee to have an opportunity to review the minority version, she moved to table Proposal No. 3, 1992. This motion was seconded by Councillor Short.

Councillor Dowden asked for consent to call upon the Honorable Les Duvall to address the issue as to whether or not the Committee's recommended version violates the state or federal constitution or whether it violates the judges' powers.

The President gave his consent.

Councillor Black stated that under Roberts Rules of Order a motion to table is non-debateable and should be voted up or down.

The President agreed and called for a voice vote on Councillor Jimison's motion. The motion failed by a majority voice vote.

Mr. Duvall stated that it is the court's prerogative to determine indigency and there is a subsequent provision in the proposal that states that nothing shall be deemed to contravene the power of the courts to furnish counsel.

Councillor Jimison said that it is the Minority Members' opinion that in Proposal No. 3, 1992 the powers that are given to the board, as well as to the public defenders, usurp the power of the court.

Mr. Duvall answered that the proposal cannot and does not usurp the power of the court. The court has that power and would overrule an ordinance even if it stated the contrary, which he does not believe it does because of the escape clause which is found later in the provision.

Mr. Duvall further stated that his biggest disappointment is to see this issue politicized. He started fighting this battle to upgrade public defender services in this state in 1975. The

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Indianapolis Bar Commission, composed of nineteen voting members and about five honorary members, did this study in good faith and it was a unanimous report.

Councillor Williams said that she has followed the Bar Commission's work very carefully and has read the report, and it bothers her that this issue has become politicized. She further stated that the report recommends a nonpartisan and independent board to deal with this issue. She believes that the membership of this board should be composed of people who are members of both the Indianapolis and Marion County Bar Associations, not members appointed by the Council.

Mr. Duvall said that this is not the board that he would prefer nor that the commission would prefer, but he said that having been in a legislative body for many years, he recognizes the importance of getting a concept in place--even if it is not funded. In order to move this county forward and get out of the public defender dark ages and to assure that this county is not the laughing stock of the rest of the country, this concept has to be established and on the ordinance books.

Councillor Rhodes said that in reading the report he saw little reference as to how to pay for this system. He has been consistent in voting against this program and until the Bar Association recommends on how to pay for it or unless they pay for it themselves, he will continue to vote against it.

Councillor Black asked Judge Goodman to come forward to voice his views on this issue.

Judge Goodman stated that no one has addressed the cost of this additional layer of bureaucracy to the taxpayers. The courts do not even have the \$200,000 or the \$267,000 or \$297,000 to pay for public defenders for people who cannot afford attorneys. He thinks that this board is a waste of taxpayers dollars when there is a critical shortage of public defenders. The Indiana Legislature specifically excludes Marion County from creating a public defender board and he does not believe this Council has the legal authority to create this board.

Judge Goodman added that the Indiana Criminal Justice Institute has recently granted the Municipal Court of Marion County \$49,000 for computer hardware. The judges were told that the receipt of such funds from the Criminal Justice Institute is dependent upon the creation of a board. The Municipal Court has already received such grants without the creation of this additional layer of bureaucracy. The judges have agreed to work with the Council. This is taxpayers money. He urged the Council not to pass this ordinance and to work this out without any additional expense to the taxpayers.

Councillor Coughenour said that after listening to this discussion she feels that something could be worked out if the proposal was sent back to committee.

Councillor Golc stated that he recalled from reading the Committee minutes that of the \$200,000 appropriation, only \$50,000 was guaranteed; the other \$150,000 would be appropriated if certain funds were collected and if certain other funds were grants. There is no certainty and there is no guarantee. The Minority Members prepared a Comparative Analysis on Proposal No. 3, 1992 and it goes point by point through the whole ordinance. He questioned where the idea of having eight members originated and why are they appointed by the Council. He does not believe that this board will generate any more service, any more public defenders, nor any more indigent help than currently exists.

Councillor West reminded the Council that it appropriated \$200,000 to a public defender agency in Proposal No. 5, 1992, and not to the courts.

Councillor Borst asked who is going to look into what Judge Goodman said about the fact that Marion County is exempt from establishing a public defender board. He said that Proposal No. 3, 1992 establishes a board and an agency, but the agency has no power until the board comes back to the Council by July 1, 1992 with a comprehensive plan. He asked if the public defender system will run like it has been running until that time. He suggested that the judges appoint the public defenders and put them in a pool and let them take a number and draw--similar to how cases are assigned.

Robert Elrod, General Counsel, stated that the question as to whether the Council has the authority to establish a public defender agency, in his opinion, is clearly within the Home Rule powers of this County. The legislation that Judge Goodman referred to that excludes Marion County (and some other counties) from having to establish an agency does not prohibit them from establishing an agency. The Home Rule principle is that unless the County is prohibited from doing it, it has the power to do it and there is nothing in this statute that prohibits the establishment of an agency. The Home Rule powers are clear. In Indiana where the legislature has not prohibited the County from exercising a specific power, it can exercise that power as it chooses. It is clear that this Council has a duty to finance the provision of public defenders.

Councillor Borst said that this proposal only creates the board which by July 1 has to come back to the Council with a plan.

Mr. Elrod said that the compromise that was reached in this negotiation is part of the confusion. It seems everyone has an idea about who ought to control the different parts of this agency.

Councillor Jimison asked who the compromise was between.

Mr. Elrod responded that there were a number of people that met at different times trying to create the proposal that was eventually recommended to the Public Safety Committee. They could not agree on how this agency was to be constructed nor how the actual services were going to be provided. The compromise that this ordinance now incorporates is to establish a board with the direction to write a plan and to bring it back to the Council by July 1.

Councillor Jimison asked if this is the same proposal that was in front of the Committee before the task force met, with the exception that the mayor is no longer appointing a member to the board.

Mr. Elrod responded that in addition to the plan, the public defenders were given specific powers and the nature of the board was changed. He said, in answer to Councillor Borst's question, an interim administrator would be appointed from the moneys appropriated by Proposal No. 5, 1992 and that the rest of the system would remain as it exists until something is done with the report from this board.

Councillor Borst stated that the public defenders will operate just as they have been operating, and the judges will get their two public defenders per court.

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Mr. Elrod said that the money is appropriated for this agency and the agency will decide how that money gets spent.

Councillor Jimison asked if the \$200,000 that was appropriated is for this agency and not for additional public defenders.

Mr. Elrod replied that it is appropriated to the public defender agency and was not appropriated to the courts.

Councillor Williams stated that the whole issue of this board and the way it is put together does not assure that it will be composed of the best legal scholars. But she said that she thinks that the Council is on the right track. It obviously needs a lot more work and she would like to move that it be sent back to committee so that a compromise can be reached, a true compromise, that includes the feelings of the judges and everybody else who is involved. Councillor Williams moved to send Proposal No. 3, 1992 back to committee. Councillor Moriarty seconded the motion.

Councillor West said if the proposal is sent back to committee, the money that was appropriated is to an agency that has not been created.

Councillor Williams said that she had it figured out and she had another motion for that if the motion to send it back to committee passes.

Councillor Williams' motion to return Proposal No. 3, 1992, as amended, back to committee passed by the following roll call vote; viz:

14 YEAS: Black, Borst, Boyd, Brents, Coughenour, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Rhodes, Short, Williams
13 NAYS: Beadling, Curry, Dowden, Franklin, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
2 NOT VOTING: Giffin, Gilmer

The President said that he was given a letter which contained a mandate by the judges and that he was to comply with the mandate by the 1st of April. He could not respond to the mandate except by the acts of this Council. By an earlier action of this Council most of the money that the judges required was appropriated. The second part of this is that this money was appropriated for an agency which was to be created by Proposal No. 3, 1992. Now, if this proposal is sent back to committee, then the money is not available to the judges. Since there is no agency, there is no alternative but for the mandate to be acted upon.

Councillor Williams said that she has an alternative to suggest and that is to reconsider Proposal No. 5, 1992 and propose an amendment to put the \$200,000 in the same part of the Council's budget where the rest of the public defender money is; therefore, she moved to reconsider Proposal No. 5, 1992. This motion was seconded by Councillor Jimison.

Councillor West stated that if Proposal No. 5, 1992 was reconsidered and amended to allow the funds to be put in the Council budget where the Council could transfer them later, is reasonable. The funds could be utilized for the employment of new public defenders.

Councillor Curry stated that with respect to the \$200,000 appropriation, \$150,000 is presently not in the budget. He said that a letter was sent to the President from another judge indicating that the day after the criminal courts issued a mandate, that his courts might issue

a mandate. Councillor Curry said that he does not know from where the moneys would come other than through a major reduction in other county-funded programs.

The President said that the letter was from Judge Goodman, and the judge put him on notice that if a mandate were to be issued by the Superior Courts, his mandate would follow immediately.

Councillor Williams motion to reconsider Proposal No. 5, 1992 passed by the following roll call vote; viz:

15 YEAS: Black, Borst, Boyd, Brents, Coughenour, Franklin, Golc, Howard, Jimison, Jones, Mullin, Rhodes, Short, West, Williams

11 NAYS: Beadling, Curry, Dowden, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith

3 NOT VOTING: Giffin, Gilmer, Moriarty

Councillor Williams moved to amend Proposal No. 5, 1992 so the language referring to the appropriation to the agency is amended to refer to the Council budget. Councillor Jimison seconded the motion.

The President asked Mr. Elrod to read the proposal with the amendment. Mr. Elrod read as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the County Public Defender Fund for purposes of the City-County Council and Marion County Superior Courts and transferring funds from the County General Fund and reducing the unappropriated and unencumbered balance in the County Public Defender Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ccc) and (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing for ~~expenses of the Public Defenders Agency~~ public defenders.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by transferring certain appropriations and reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

~~PUBLIC DEFENDERS SERVICES AGENCY~~
~~OFFICE OF CHIEF PUBLIC DEFENDER~~
COMBINED - PUBLIC DEFENDER SERVICES
(CITY-COUNTY COUNCIL)

3. Other Services and Charges
TOTAL INCREASE

COUNTY PUBLIC DEFENDER FUND
\$200,000
\$200,000

SECTION 4. The said additional appropriations are funded by the following reductions:

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COUNTY AUDITOR
3. Other Services and Charges

COUNTY GENERAL FUND
\$ 50,000

Unappropriated and Unencumbered
County Public Defender Fund
TOTAL REDUCTION

COUNTY PUBLIC DEFENDER FUND

150,000
\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst asked if this is the exact fund where the public defender money is now.

Mr. Elrod replied that the money is in specific courts' budgets, within the public defender agency, and the entire agency is an agency of the City-County Council.

Councillor McClamroch said he thought that he heard Judge Kirsch threaten the Council with a continuation of the mandate unless he received \$267,000. He asked Judge Kirsch, if the Council appropriates \$200,000, will the Council still be subject to a mandate.

Judge Kirsch replied that he could not speculate on the position that the judges of the Superior Court would take if the appropriation was \$200,000 rather than the \$267,000.

Councillor Dowden asked Judge Darden, Superior Court, for his opinion.

Judge Darden said that he understands that the Council has allocated \$200,000 for sixteen public defenders, which means that the courts will be \$28,000 short considering the figures. The judges are willing to work in good faith effort with the Council to try and resolve any issue regarding establishing an agency or whatever has to be done.

Councillor Williams asked Judge Darden for the record, if this mandate was a unanimous position taken by judges from both parties.

Judge Darden said that the mandate was a position of all of the judges.

Councillor Williams' motion to amend Proposal No. 5, 1992 passed by following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
2 NOT VOTING: *Giffin, Gilmer*

Proposal No. 5, 1992, as amended, passed by the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
2 NOT VOTING: *Giffin, Gilmer*

Proposal No. 5, 1992, as amended, was retitled FISCAL ORDINANCE NO. 15, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the County Public Defender Fund for purposes of the City-County Council and Marion County Superior Courts and transferring funds from the County General Fund and reducing the unappropriated and unencumbered balance in the County Public Defender Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ccc) and (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing for public defenders.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by transferring certain appropriations and reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMBINED - PUBLIC DEFENDER SERVICES

(CITY-COUNTY COUNCIL)

3. Other Services and Charges
TOTAL INCREASE

COUNTY PUBLIC DEFENDER FUND

\$200,000
\$200,000

SECTION 4. The said additional appropriations are funded by the following reductions:

COUNTY AUDITOR

3. Other Services and Charges

COUNTY GENERAL FUND

\$ 50,000

COUNTY PUBLIC DEFENDER FUND

Unappropriated and Unencumbered
County Public Defender Fund
TOTAL REDUCTION

150,000
\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 138, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 138, 1992 on March 23, 1992. The proposal transfers and appropriates \$325,000 for the Department of Administration, Microfilm Archives Division, to pay an outside vendor for record services. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Curry, for adoption.

Councillor Golc asked if the cost per image is ten cents. Matt Ridenour, Director of Management Services, said the old operating cost was approximately 10½ cents an image. The vendor that was selected bid a price of 3.3 cents an image.

Proposal No. 138, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West

1 NAY: Howard

5 NOT VOTING: Dowden, Giffin, Gilmer, Schneider, Williams

Proposal No. 138, 1992 was retitled FISCAL ORDINANCE NO. 16, 1992 and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 16, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Three Hundred Twenty-five Thousand Dollars (\$325,000) in the Consolidated Fund for purposes of the Department of Administration, Microfilm Archives Division, and reducing certain other appropriations for that Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Microfilm Archives Division, to negotiate a contract with a service bureau to provide Records services for the remainder of 1992.

SECTION 2. The sum of Three Hundred Twenty-five Thousand Dollars (\$325,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION	
<u>MICROFILM ARCHIVES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	<u>\$325,000</u>
TOTAL INCREASE	\$325,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION	
<u>MICROFILM ARCHIVES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	<u>\$325,000</u>
TOTAL REDUCTION	\$325,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 143, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 143, 1992 on March 23, 1992. The proposal amends the Code by expanding the 500 Festival from 48 hours to 30 days and giving the Controller authority instead of the Board of Public Works concerning concessionaires. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption.

The President passed the gavel to Councillor West.

President SerVaas voiced his concern over the expanded length of the 500 Festival. Councillor Rhodes said this ordinance gives the Controller authority to license the vendors which have received approval from the 500 Festival Board.

Councillor West passed the gavel back to the President.

Proposal No. 143, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Shambaugh, Short, Smith, West, Williams*
2 NAYS: *Dowden, SerVaas*
3 NOT VOTING: *Giffin, Gilmer, Schneider*

Proposal No. 143, 1992 was retitled GENERAL ORDINANCE NO. 23, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1992

A GENERAL ORDINANCE amending and recodifying Article II of Chapter 22 of the Code of Indianapolis and Marion County, concerning the 500 Festival.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Code of Indianapolis and Marion County, Indiana, specifically Article II of Chapter 22, be and is hereby amended and recodified as Article IV of Chapter 17 by deleting the stricken-through text and inserting the underlined text to read as follows:

ARTICLE IV. 500 FESTIVAL

Sec. ~~22-37~~ 17-111. Legislative policy.

The Indianapolis 500-Mile Race has long been an institution in the city, and the city and all civic leaders and merchants desire to create a carnival and festive atmosphere in the city immediately prior to the 500-Mile Race.

Sec. ~~22-38~~ 17-112. Concession boundaries.

Notwithstanding any other provisions of this Code there shall be authorized and permitted the erection of booths, stands and concessions for a period not exceeding ~~forty-eight (48) hours~~ thirty (30) days prior to the day of the 500-Mile Race in an area of the city bounded as follows: On the north by Sixteenth Street; on the east by Delaware Street; on the west by ~~Illinois Street~~ White River; and on the south by ~~Maryland~~ South Street.

Sec. ~~22-39~~ 17-113. When festival held.

The festival held under this article shall be effective only within the ~~forty-eight hour~~ thirty (30) day period immediately preceding the running of the Indianapolis 500 Mile Race.

Sec. ~~22-40~~ 17-114. Designation of concessionaires; nature of franchise.

Concessionaires in the concession area established in this article shall be designated by the ~~board of public works controller~~ with the assistance and recommendations of the 500 Festival Associates, Inc. Persons so ~~nominated~~ designated by the ~~board of public works controller~~ shall have the ~~exclusive~~ right to sell any merchandise authorized on a list approved by the ~~board of public works controller~~.

Sec. ~~22-41~~ 17-115. Identification of Special Event Permits for
concessionaires.

~~Streamer badges~~ Special event permits as prescribed by the controller shall be provided by the ~~board of public works controller~~ to concessionaires authorized pursuant to this article which special event permits shall be ~~worn~~ as a means of identification displayed in public view at the concessionaire's place of operation by the concessionaire.

Sec. ~~22-42~~ 17-116. Prices to be posted.

Each concessionaire authorized to do business at the 500-Mile Race Festival pursuant to this article shall post a list of his prices, ~~which prices shall be in accordance with a schedule approved by the board of public works.~~

Sec. ~~22-43~~ 17-117. Violations.

It shall be unlawful for any person conducting concessions under this article to ~~violate this article by charging charge~~ prices in excess of the approved posted prices ~~selling unauthorized merchandise~~ or to conducting concessionaire business ~~without wearing the streamer badges provided for in this article~~ at any location where the special event permit required by this Article is not displayed.

SECTION 2. This ordinance shall be in force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 144, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 144, 1992 on March 23, 1992. The proposal amends the Code concerning outdoor retail sales from carts. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Howard, for adoption. Proposal No. 144, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

5 NOT VOTING: Black, Brents, Giffin, Gilmer, Schneider

Proposal No. 144, 1992 was retitled GENERAL ORDINANCE NO. 24, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1992

A GENERAL ORDINANCE amending Article XXIII of Chapter 17 of the Code concerning outdoor retail sales from carts.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 17-813 of Article XXIII of Chapter 17 of the Code of Indianapolis and Marion County, Indiana, is amended by deleting the following language so that the section reads as follows:

Sec. 17-813. License period.

A license issued pursuant to this division shall be for a term ending December 31 of the calendar year issued; ~~provided, however for 1989, applicants may be licensed effective January 1, 1990, for purposes of qualifying for the 1989 allocation of franchise areas under section 17-827.~~

SECTION 2. Section 17-819 of Article XXIII of Chapter 17 of the Code of Indianapolis and Marion County, Indiana, is amended by adding the following language so that the section reads as follows:

Sec. 17-819. Restrictions on operation.

Each licensee, his agents and employees, shall comply with the following restrictions on cart operation:

(a) Limitations on selling:

- (1) Only beverages and food may be carried on or sold from a licensed food cart, only flowers from a licensed flower cart, and only frozen food from a licensed frozen food cart.
- (2) Such retail sales shall not be accomplished by crying out or hawking.
- (3) A device may not be used which would amplify or direct sound and attention may not be drawn to such retail sales by any aural means or a light-producing device.
- (4) Such retail sales may not be made to any person in or on any motorized vehicle.
- (5) Beverages, dispensed in disposable cans, shall have any separable opening tabs removed at the time the cans are sold, unless otherwise requested by the purchaser.

(b) Prohibited locations:

- (1) No cart may be located in any public park or plaza, without written authorization from the governmental agency with general jurisdiction or control over said park or plaza.
- (2) The operator of a cart may not dispense beverages or food on the same side of the street within fifty (50) feet of a primary entry way into a ground level retail food establishment.

- (3) No cart may be located or make such retail sales in that part of a right-of-way utilized for motor vehicle traffic (commonly referred to as a street), a street median strip or an alleyway.
 - (4) No cart may be placed nor may such retail sales be made within twenty (20) feet of any posted bus stop, taxi stand, crosswalk, driveway or alleyway, within twenty (20) feet of the point at which the right-of-way lines of two (2) or more streets intersect or within six (6) feet of any building entrance, display window or walk-up window.
 - (5) No cart may be parked or located nor may beverages, flowers or food be dispensed in a manner which would significantly impede or prevent the use of any sidewalk or public area, or which would endanger the safety or property of the public.
 - (6) After December 31, 1989, carts shall be operated within the central city only within the franchise area for which if a franchise permit has been issued for the cart pursuant to Division 3 of this article and only within the franchise area for which such permit is issued. This provision does not prohibit a cart with such a franchise permit from also operating within Marion County outside of the central city.
- (c) Operational requirements:
- (1) The licensee, his agents and employees shall be required to obey the commands of law enforcement officers or firemen with respect to activity carried out on the sidewalks or public area, including the removal of the cart and cessation of such retail sales.
 - (2) The cart must be taken from the sidewalk or public area when such retail sales are not being conducted.
 - (3) No cart may be permanently or temporarily affixed to any fixed object, including but not limited to buildings, trees, signs, telephone poles, streetlight poles, traffic signal poles or fire hydrants.
 - (4) Carts may be placed and such retail sales may be made only on sidewalks which provide at least fourteen (14) feet of width from the curb line to the property line; provided that, a person licensed under this article may petition the city controller to allow operation of a cart of a specified sidewalk having a width of less than fourteen (14) feet. Such petition may be approved by the city controller only after the department of transportation and the department of metropolitan development have approved the petition.
 - (5) Each cart must prominently display the license allowing such retail sales for public inspection at all times.
 - (6) Each cart is to be operated by one (1) and only one (1) person and shall not be left unattended.
 - (7) No cart may be used to advertise the product or service of another.
 - (8) No cart shall display advertising decals or decorative embellishments not included in the original design approval.
 - (9) Carts may not make use of any public or private electrical outlet while in operation or while located on a street or sidewalk.
- (d) General requirements:
- (1) Efforts shall be made by the licensee to protect the sidewalk or public area against littering. Each cart must have an adequate trash receptacle which is emptied sufficiently often to allow disposal of litter and waste by the public at any time. The trash receptacle on the cart shall not be emptied into trash receptacles owned by the city.
 - (2) Pedestrians shall not be exposed to any undue safety or health hazard nor shall a public nuisance be created.
 - (3) Each cart shall be maintained free and clear of dirt, and finishes shall not be chipped, faded or unduly marred.
 - (4) Foods which present a substantial likelihood that liquid matter, particles or part of the food will drop to the street or sidewalk during the process of carrying or eating the food, shall be sold in proper containers.

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- (5) All carts licensed to sell food or beverages must place a nonporous material on the sidewalk beneath their carts in order to prevent spillage from the cart, staining or otherwise damaging the area around the carts. Acceptable materials include artificial turf, grass mats, or indoor/outdoor carpeting.

SECTION 3. Section 17-834 of Article XXIII of the Code of Indianapolis and Marion County, Indiana, is amended by deleting that section as follows:

~~Sec. 17-834. Transitional rules.~~

~~(a) Persons, who upon the effective date of General Ordinance No. 23, 1989, hold valid cart vendor's licenses under the provisions of Article XXIII superseded by this ordinance, shall be entitled to renewal of those licenses for the balance of the calendar year 1989, upon payment of the renewal fee of one hundred dollars (\$100.00). Provided that in no event shall the number of licensed carts exceed fifty-one (51), no more than thirty-five (35) of which shall be for the sale of food and beverages, and no person shall be the owner of more than three (3) food cart vendor's licenses.~~

~~(b) Persons whose licenses are renewed pursuant to subsection (a) shall be entitled to continue operation within the cart zones to which they are currently assigned until December 31, 1989.~~

~~(c) Any person holding one (1) or more cart zone assignments pursuant to subsection (b) may protect one (1) or two (2) franchise areas designated pursuant to section 17-826 in which such person is operating by filing an election with the controller as provided in section 17-827. All franchise areas not so protected shall be available for assignment as provided in section 17-827.~~

~~(d) Until December 31, 1989, licenses renewed pursuant to subsection (a) shall comply with all the provisions of this article except that the operation of food cart vendors in the central city shall not be subject to section 17-827 but shall be subject to the following section 17-835, 1989.~~

SECTION 4. Section 17-835 of Article XXIII of the Code of Indianapolis and Marion County, Indiana, is amended by deleting that section as follows:

~~Sec. 17-835. Area and times of operation during 1989.~~

~~(a) Location restricted. Carts licensed pursuant to this article may be operated only in the geographic area bounded as follows: north 16th Street; east East Street/Central Street; south South Street; west (going from south to north) West Street, West Washington Street, White River, Fall Creek.~~

~~(b) Zones. Until December 31, 1989, the seventeen (17) zones previously established by the controller shall continue for beverages, food, and flowers sold from carts. Up to three (3) licenses may be assigned to any one (1) zone. Except where more existed on November 1, 1987, in any one (1) zone two (2) will be for food, beverage, or both; and one (1) for flowers. Assignment of each license to a particular zone shall be made by the controller, when a new license is issued.~~

~~(c) Hours of operation. Operators of carts selling food, beverages, or flowers shall place their carts for operation only as allowed by the following schedule:~~

~~Monday through Friday:~~

~~6:00 a.m. to 11:00 a.m.~~

~~1:30 p.m. to 6:00 p.m.~~

~~Anywhere in the licensee's assigned zone except as restricted below.~~

~~11:00 a.m. to 1:30 p.m.~~

~~Carts from which food or beverages are sold may be placed for operation only within two (2) locations specified by the controller in each zone. One (1) zone shall be on or directly abutting a public park or plaza within such zone as directed by the controller. The boundaries of these locations shall be defined by the controller. In each zone, the controller, shall schedule the two (2) carts for the locations in such a manner so that each licensee has approximately equal access to business opportunities (e.g., each cart at one (1) location on alternate days).~~

~~6:00 p.m. to 6:00 a.m.~~

~~Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.~~

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~~Saturday and Sunday~~

~~Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.~~

~~The date of holiday observance of Memorial Day, Independence Day and Labor Day shall be the date established by the city county council; or, if no date is established by the council, by state law.~~

~~(d) Separation of carts. A cart may not be placed for operation at a location within forty (40) feet of a place where another cart is placed for operation. Where two (2) or more carts are so located, the cart which has been most recently located in violation of this provision shall be required to move so as not to be in violation.~~

~~(e) Prohibited locations. A cart may not be placed for operation at a location directly in front of the primary entrance to a retail business, office building or church. The area in which a cart may not be placed is defined by the doorway line, lines running on either side of the door to the nearest curb, and the curb lines.~~

~~(f) City Market Square. During the hours from 6:00 a.m. to 6:00 p.m., Monday through Saturday, except holidays when the City of Indianapolis offices or Marion County offices are closed, carts may not be located or operated within an area bounded as follows: north The north right of way line of Ohio Street; south The south right of way line of Market Street; west The west right of way line of Delaware Street; and east The east right of way line of Alabama Street.~~

~~(g) Public festivals. Carts may not be operated or located in the area used for an outdoor public festival, or within four hundred (400) feet of such area unless the controller gives written permission. This written permission may set forth requirements and conditions which must be met by licensees.~~

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 145, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 145, 1992 on March 18, 1992. The proposal transfers and appropriates \$6,454 for the Cooperative Extension Service to purchase a postage machine. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Coughenour, for adoption. Proposal No. 145, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Giffin, Gilmer, Howard, Schneider*

Proposal No. 145, 1992 was retitled GENERAL ORDINANCE NO. 17, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Six Thousand Four Hundred Fifty-four Dollars (\$6,454) in the County General Fund for purposes of the Cooperative Extension Service and reducing certain other appropriations for that Service.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cooperative Extension Service to replace a vintage model postage machine.

April 6, 1992

SECTION 2. The sum of Six Thousand Four Hundred Fifty-four Dollars (\$6,454) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>\$6,454</u>
TOTAL INCREASE	\$6,454

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$6,454</u>
TOTAL REDUCTION	\$6,454

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 146, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 146, 1992 on March 17, 1992. The proposal approves the Fort Harrison Transition Task Force Charter. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 146, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Giffin, Gilmer, Howard, Schneider*

Proposal No. 146, 1992 was retitled SPECIAL RESOLUTION NO. 24, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1992

A SPECIAL RESOLUTION approving the Fort Harrison Transition Task Force Charter.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana in City-County Special Resolution No. 87, 1991 recognized the Fort Harrison Transition Task Force as the officially recognized entity through which studies be conducted and policies for base facility and land re-use be recommended.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana in City-County Special Resolution No. 87, 1991 directed the Fort Harrison Transition Task Force to prepare and submit for approval to the City-County Council of the City of Indianapolis and Marion County, Indiana and the Common Council of the City of Lawrence a governing document or charter under which the Task Force will be appointed and operate.

WHEREAS, the Fort Harrison Transition Task Force has submitted the Fort Harrison Transition Task Force Charter to the City-County Council of the City of Indianapolis and Marion County, Indiana and the Common Council of the City of Lawrence for approval.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of the City of Indianapolis and Marion County, Indiana hereby approves the Fort Harrison Transition Task Force Charter as the governing document under which the Task Force members will be appointed and the Task Force will operate.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 148, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 148, 1992 on March 23, 1992. The proposal approves the amendment of the Trust Indenture between the City and INB National Bank relating to 1985 City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 148, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

6 NOT VOTING: Dowden, Giffin, Gilmer, Howard, Schneider, Short

Proposal No. 148, 1992 was retitled SPECIAL ORDINANCE NO. 2, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1992

A SPECIAL ORDINANCE approving the amendment of the Trust Indenture between the City of Indianapolis and INB National Bank regarding City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds.

WHEREAS, the City-County Council adopted its Ordinances Nos. 83, 1985, 84, 1985, 89, 1985 and 17, 1986, and issued its City of Indianapolis, Indiana Adjustable/Fixed Rate Resource Recovery Revenue Bonds ("Bonds") on December 17, 1985, pursuant thereto and to a Trust Indenture, dated as of December 1, 1985, and amended and restated as of March 31, 1986 ("Restated Indenture"), between the City of Indianapolis and the Indiana National Bank, now INB National Bank as Trustee ("Trustee"); and

WHEREAS, the Restated Indenture requires amendment of certain technical provisions ("Amendments") and such technical provisions are incorporated in the First Supplemental Indenture attached hereto and incorporated by reference; and

WHEREAS, the Board of Public Works approved the Amendments incorporated in the First Supplemental Indenture by adoption of Resolution No. 2992-1992; and

WHEREAS, the City-County Council finds that the Amendments will further the public purpose to be served by issuance of the Bonds; now, therefore

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the City-County Council approves the form of the Amendments and the First Supplemental Indenture attached hereto and authorizes the Mayor and the Controller to take all actions necessary to effectuate the Amendments to the Restated Trust Indenture by execution and delivery of the First Supplemental Indenture.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY OF INDIANAPOLIS, INDIANA

AND

INB NATIONAL BANK
(formerly The Indiana National Bank)

As Trustee

April 6, 1992

FIRST SUPPLEMENTAL TRUST INDENTURE

SUPPLEMENTING THE
TRUST INDENTURE
SECURING
CITY OF INDIANAPOLIS, INDIANA
RESOURCE RECOVERY REVENUE BONDS
(OGDEN MARTIN SYSTEMS OF INDIANAPOLIS, INC. PROJECT)

DATED AS OF MARCH 1, 1992

FIRST SUPPLEMENTAL TRUST INDENTURE

WHEREAS, the CITY OF INDIANAPOLIS, INDIANA, a municipal corporation and political subdivision of the State of Indiana (the "Issuer"), and INB NATIONAL BANK (formerly The Indiana National Bank), a national banking association, organized and existing under the laws of the United States of America and having the power and authority to accept and execute trusts and having its principal corporate trust office in the City of Indianapolis, Indiana (the "Trustee"), have heretofore each executed and delivered that certain Restated and Supplemented Trust Indenture Securing City of Indianapolis, Indiana Resource Recovery Revenue Bonds (Ogden Martin Systems of Indianapolis, Inc. Project), dated as of December 1, 1985 (but amended and supplemented on March 24, 1986) (the "Original Indenture").

WHEREAS, pursuant to the Original Indenture, the Issuer executed and the Trustee authenticated and delivered the Issuer's Resource Recovery Revenue Bonds, Series 1985 (Ogden Martin Systems of Indianapolis, Inc. Project);

WHEREAS, the Original Indenture provides that the Original Indenture may be amended, modified or supplemented upon the execution and delivery of a Supplemental Indenture (as such term is defined in the Original Indenture) by the Issuer and the Trustee;

WHEREAS, the Issuer desires to amend the Original Indenture in the manner hereinafter described; and

WHEREAS, the execution and delivery of this First Supplemental Trust Indenture (the "First Supplemental Indenture") has been duly authorized and all things necessary to make this First Supplemental Indenture a valid and binding agreement have been done.

NOW, THEREFORE, THIS INDENTURE WITNESSETH:

ARTICLE I.

AUTHORITY AND DEFINITIONS

Section 1.01. Authority for this First Supplemental Indenture. This First Supplemental Indenture is supplemental to and is adopted in accordance with Section 11.01(i) of Article XI of the Original Indenture.

Section 1.02. Definitions. Except as may be set forth in the recitals hereto and except for the amendments effected hereby, all terms which are defined in Article I of the Original Trust Indenture shall have the same meanings in this First Supplemental Indenture as such terms are given in Article I of the Original Indenture.

ARTICLE II.

AMENDMENTS TO ORIGINAL INDENTURE

Section 2.01. The second paragraph of Article IV, Section 407 of the Original Indenture is hereby amended to read in full as follows:

The Trustee covenants that within one hundred and twenty (120) days after the close of each Fiscal Year it will cause an audit to be made of its books and accounts related to the Project for the preceding Fiscal Year by an Accountant. The financial statement with respect to such audit shall be prepared on the basis of cash receipts and disbursements which is a comprehensive basis of accounting other than generally accepted accounting principles. The opinion of the Accountant accompanying such audit shall state that the examinations were made in accordance with generally accepted auditing standards and that the financial statements have been presented on the basis of cash receipts and disbursements. If for any reason beyond the control of the Trustee, it is unable to obtain the foregoing opinion as to compliance with generally accepted auditing standards, and

is taking all reasonable and feasible actions to obtain such opinion as to subsequent Fiscal Years, the Trustee shall be deemed to be in compliance with the provisions of this Section 407 if, in lieu of the opinion required above, such opinion states the reasons for such noncompliance for nonconformity.

Section 2.02. The last sentence of Article VI, Section 612(b) of the Original Indenture is hereby amended to read in full as follows:

Payments from the Issuer Surplus Fund shall be made by the Trustee to the Issuer on the last Business Day of each month in accordance with the Service Agreement and the Facility Site Lease.

ARTICLE III.

MISCELLANEOUS

Section 3.01. Execution of Counterparts. This First Supplemental Indenture may be executed, simultaneously in several counterparts, each of which shall be deemed an original and all of which together shall constitute but one instrument.

Section 3.02. Effective Date. This First Supplemental Indenture shall take effect as of July 1, 1990, upon the execution and delivery hereof by the Issuer and the Trustee regardless of the date of such execution and delivery.

IN WITNESS WHEREOF, the Issuer has caused these presents to be executed in its corporate name and with its official seal hereunto affixed and attested by its duly authorized officials; and to evidence its acceptance hereof, the Trustee has caused these presents to be executed in its corporate name and with its corporate seal hereunto affixed and attested by its duly authorized officers, as of the date set forth below.

CITY OF INDIANAPOLIS, INDIANA

Attest: _____
James H. Steele, Jr.

By: _____
Stephen Goldsmith, Mayor

[SEAL]

INB NATIONAL BANK, as Trustee

Attest: _____
Mark Hudson

By: _____
Robert Kocher

[SEAL]

Dated this ____ day of _____, 1992.

ANNOUNCEMENTS AND ADJOURNMENT

Mr. Elrod read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 92-Z-5, Council Proposal No. 179, 1992, at its next regular meeting on April 27, 1992, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 1.549 acres at 9602 East 86th Street from D-S to D-1 to provide for the construction of a single-family residence.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:50 p.m.

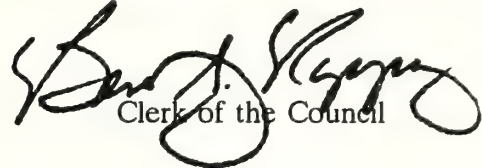
April 6, 1992

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of April, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 27, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:17 p.m. on Monday, April 27, 1992, with Councillor SerVaas presiding.

Councillor Coughenour led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Schneider

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc introduced Warren Wiley, Mayor of Beech Grove, and his wife Janet.

Councillor Borst introduced Barbara Kick and Volker Antonczk, two students from Weiden, Germany.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 27, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

April 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, April 15, 1992, a copy of LEGAL NOTICE on General Ordinance Nos. 22, 23 and 24, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, April 14, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 162, 163 and 179, 1992, to be held on Monday, April 27, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 15, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Friday, April 17, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 80, 1992, to be held on Monday, April 27, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 27, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 15, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$200,000 in the County Public Defender Fund for purposes of the City-County Council and Marion County Superior Courts and transferring funds from the County General Fund and reducing the unappropriated and unencumbered balance in the County Public Defender Fund.

FISCAL ORDINANCE NO. 16, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional \$325,000 in the Consolidated Fund for purposes of the Department of Administration, Microfilm Archives Division, and reducing certain other appropriations for that Department.

FISCAL ORDINANCE NO. 17, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional \$6,454 in the County General Fund for purposes of the Cooperative Extension Service and reducing certain other appropriations for that Service.

GENERAL RESOLUTION NO. 2, 1992, approving certain public purpose grants for support of the arts.

GENERAL ORDINANCE NO. 22, 1992, amending Chapter 29 of the Code by adding a new Article IX concerning open alcoholic beverage containers in motor vehicles.

GENERAL ORDINANCE NO. 23, 1992, amending the Code by expanding the 500 Festival from 48 hours to 30 days and giving the Controller authority instead of the Board of Public Works concerning concessionaires.

GENERAL ORDINANCE NO. 24, 1992, amending the Code concerning outdoor retail sales from carts.

SPECIAL ORDINANCE NO. 2, 1992, approving the amendment of the Trust Indenture between the City and INB National Bank relating to the 1985 City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds.

SPECIAL RESOLUTION NO. 20, 1992, recognizing the Crispus Attucks Athletic Association.

SPECIAL RESOLUTION NO. 21, 1992, recognizing the University of Notre Dame and the Notre Dame Club of Indianapolis.

SPECIAL RESOLUTION NO. 22, 1992, recognizing the Indianapolis International Airport.

SPECIAL RESOLUTION NO. 23, 1992, recognizing William G. Shassere.

SPECIAL RESOLUTION NO. 24, 1992, approving the Fort Harrison Transition Task Force.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 6, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 212, 1992. This proposal, sponsored by Councillors Schneider and Dowden, memorializes Major Paul J. "Joe" Ernst. Councillor Dowden read the resolution and presented framed documents to his widow Elsie and to Sheriff Joseph McAtee and Sergeant Gene Tomey. Sheriff McAtee expressed appreciation for the resolution. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 212, 1992 was adopted by unanimous voice vote.

Proposal No. 212, 1992 was retitled SPECIAL RESOLUTION NO. 25, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1992

A SPECIAL RESOLUTION in memoriam of Major Paul J. "Joe" Ernst.

WHEREAS, Major Paul J. "Joe" Ernst was a devoted and respected deputy for twenty-six years with the Marion County Sheriff's Department; and

WHEREAS, Joe Ernst loved his job, he did it well, and he turned down two promotion offers because it would mean more time at the desk instead of out on the streets with police action; and

WHEREAS, Joe was a good cop, a Good Samaritan, a stable influence, a role model for young deputies, a dedicated public servant, and a friend; and

WHEREAS, Major Ernst's earthly journey ended on March 21, 1992, while he was helping a group of good kids attending a sporting event; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council through this Special Resolution expresses its highest appreciation for the life of Major Paul J. "Joe" Ernst, and sorrow in his departure.

SECTION 2. Major Ernst was an exemplary deputy who reflected the highest credit upon himself and upon the Marion County Sheriff's Department.

SECTION 3. The Council extends its condolences to his widow Elsie, to his brothers Carl and Gilbert, and to his sisters Dorothy Maddox and Helen Wachs.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 213, 1992. This proposal, sponsored by Councillor Franklin, recognizes Patsy McCormick's work for abused women. Councillor Franklin read the resolution and presented a framed document to Ms. McCormick, who expressed appreciation for the recognition. Also present were Lesler Stogsdill, Alberta Walter, Grace Babbitt, Lyn Mason, Carolyn Williams, Jane and Millie Stogsdill, Zoe Kock, Leon Jackson, Linda Eddington and Pete Viles. Councillor Franklin moved, seconded by Councillor Beadling, for adoption. Proposal No. 213, 1992 was adopted by unanimous voice vote.

Proposal No. 213, 1992 was retitled SPECIAL RESOLUTION NO. 26, 1992 and reads as follows:

April 27, 1992

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1992

A SPECIAL RESOLUTION recognizing Patsy McCormick's work for abused women.

WHEREAS, some people suffer an injustice and let it wreck their lives, but others dedicate themselves to helping similar victims; and

WHEREAS, Patsy McCormick is an exceptional lady who was molested by her father and stepfather as a little girl, suffered from severe migraines by the age of eleven, misused drugs to combat her headaches, endured four unsuccessful marriages, lived with low self-esteem, and had a stroke; and

WHEREAS, at age 40, Patsy McCormick resolved to take control of her life, entered therapy, was cured of drug overuse, and subsequently founded McCormick Center which is a sanctuary and support haven for abused women; and

WHEREAS, Patsy McCormick has a crusader's zeal for helping women who suffer from physical abuse and the attendant mental torture--and she knows from whence those unfortunate victims come; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes an exemplary local citizen, Patsy McCormick, who overcame personal adversity to establish McCormick Center for abused women.

SECTION 2. The life and work of this exceptional lady serves as an inspiration that assisting fellow humans who need a helping hand is conducting the real business of life.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 214, 1992. This proposal, sponsored by Councillors Smith and Schneider, recognizes Indianapolis convention business. Councillor Smith read the resolution and presented a framed document to Barney Levensgood, Executive Director, Capital Improvement Board, and Bill McGowan, President and CEO, Indiana Convention & Visitors Association, and both expressed appreciation for the resolution. Councillor Smith moved, seconded by Councillor Short, for adoption. Proposal No. 214, 1992 was adopted by unanimous voice vote.

Proposal No. 214, 1992 was retitled SPECIAL RESOLUTION NO. 27, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1992

A SPECIAL RESOLUTION recognizing Indianapolis convention business.

WHEREAS, in the early 1970's, the cityscape south of the State House was drab and deserted; and

WHEREAS, then the new Indiana Convention Center opened in 1972 and breathed a new vitality to that area and to the whole city; and

WHEREAS, twelve years later additional exhibit halls and the Hoosier Dome were added, and today another expansion and renovation is in progress; and

WHEREAS, the successful work of the Indianapolis Convention and Visitors Association, the Indianapolis Project, and the Indiana Convention Center and Hoosier Dome staff resulted in 655,900 visitors attending 222 meetings and events using 411,000 hotel room-nights last year; and

WHEREAS, the International Association of Convention Bureaus reported a national decrease of 3 percent in delegate attendance in 1991, while Indianapolis enjoyed a 14 percent increase; and

WHEREAS, Association Management magazine's survey of professional meeting planners ranked Indianapolis tops in such categories as friendly people, effective sales presentation, post-meeting follow-up, the

airport, and convention housing; and Crain's Chicago Business commends Indianapolis for its convention facilities, reasonable costs, cleanliness, and a refreshing atmosphere of small-town friendliness; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the tremendous contribution made to this city by the Indiana Convention Center and Hoosier Dome, the Indianapolis Convention and Visitors Association, the Indianapolis Project, and by all citizens who are a part of the hospitality industry in Indianapolis.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 150, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 150, 1992 on April 9, 1992. The proposal approves the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1992. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Jones, for adoption. Proposal No. 150, 1992 was adopted by a unanimous voice vote. Councillor Coughenour introduced Mr. Baer.

Proposal No. 150, 1992 was retitled COUNCIL RESOLUTION NO. 47, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Barry S. Baer to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Barry S. Baer is approved and confirmed by the City-County Council to serve as Director of the Department of Public Works at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 166, 1992. Councillor SerVaas reported that the proposal was heard by the Rules and Public Policy Committee on April 7, 1992 and by the Administration and Finance Committee on April 20, 1992. The proposal approves the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1992. By a 7-0 vote, the Rules and Public Policy Committee reported the proposal to the Council with the recommendation that it do pass. By a 7-0 vote, the Administration and Finance Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Rhodes, for adoption. Proposal No. 166, 1992 was adopted by a unanimous voice vote. President SerVaas introduced Ms. Cregor.

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Proposal No. 166, 1992 was retitled COUNCIL RESOLUTION NO. 48, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of a Deputy Mayor and of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Caterina Cregor to serve as a Deputy Mayor and Director of the Department of Administration at his pleasure for a term ending December 31, 1992; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Caterina Cregor is approved and confirmed by the City-County Council as a Deputy Mayor, and ex officio Director of the Department of Administration, at the pleasure of the Mayor for a term ending December 31, 1992.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 175, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 175, 1992 on April 14, 1992. The proposal appoints W. Tobin McClamroch to the Urban Enterprise Association. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 175, 1992 was adopted by a unanimous voice vote.

Proposal No. 175, 1992 was retitled COUNCIL RESOLUTION NO. 49, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 1992

A COUNCIL RESOLUTION appointing W. Tobin McClamroch to the Urban Enterprise Association.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Urban Enterprise Association, the Council appoints:

W. Tobin McClamroch

SECTION 2. The appointment made by this resolution is for a term ending September 25, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 176, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 176, 1992 on April 16, 1992. The proposal appoints Ray R. Irvin to the Board of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Giffin, for adoption. Proposal No. 176, 1992 was adopted by a unanimous voice vote. Councillor O'Dell introduced former Councillor Ray Irvin.

Councillor Golc voiced his support for Mr. Irvin.

Proposal No. 176, 1992 was retitled COUNCIL RESOLUTION NO. 50, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 1992

A COUNCIL RESOLUTION appointing Ray R. Irvin to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Ray R. Irvin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 177, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 177, 1992 on April 16, 1992. The proposal reappoints Jesse Moore to the Board of Parks and Recreation. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor O'Dell moved, seconded by Councillor Rhodes, for adoption. Proposal No. 177, 1992, as amended, was adopted by a unanimous voice vote. Councillor O'Dell introduced Mr. Moore.

Councillor Williams stated that it is her opinion that women should be represented on the Board of Parks and Recreation.

Councillor Franklin voiced his support for Mr. Moore and introduced Mr. Moore's wife Denise.

Proposal No. 177, 1992, as amended, was retitled COUNCIL RESOLUTION NO. 51, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 1992

A COUNCIL RESOLUTION reappointing Jesse Moore to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Jesse Moore

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 215, 1992. This proposal determines to review the determination of the Cable Franchise Board to issue a request for proposals for additional cable system franchises in response to the Letter of Intent submitted by MaxTel Associates Limited Partnership. Councillor Rhodes reported that at the April 20, 1992 Administration and Finance Committee meeting this matter had been reviewed and the Committee asked that this proposal be prepared for action at the April 27, 1992 Council meeting. Proposal No. 215, 1992 was adopted by a unanimous voice vote.

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Proposal No. 215, 1992 was retitled COUNCIL RESOLUTION NO. 54, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 54, 1992

A COUNCIL RESOLUTION determining to review the determination of the Cable Franchise Board to issue a request for proposals for additional cable system franchises in response to the Letter of Intent submitted by MaxTel Associates Limited Partnership.

WHEREAS, MaxTel Associates Limited Partnership (hereinafter "MaxTel") submitted a letter of intent to the Cable Franchise Board pursuant to Sec. 8½-21 of the Code of Indianapolis and Marion County dated January 21, 1992; and

WHEREAS, the Cable Franchise Board on April 20, 1992 determined to issue a request for proposals pursuant to Sec. 8½-21; and

WHEREAS, pursuant to Sec. 8½-21(e) the Council may review that determination of the Cable Franchise Board; and

WHEREAS, the Administration and Finance Committee has recommended that the Council review that determination, now therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council does hereby determine to review the determination of the Cable Franchise Board to issue requests for proposals for cable system franchises in response to the letter of intent of MaxTel.

SECTION 2. The review of such determination is assigned to the Administration and Finance Committee to hold such public hearing, meetings and conduct such investigations as it deems appropriate and to consider such new evidence as it may review for and on behalf of the Council pursuant to Sec. 8½-21(e), and to recommend to the Council such action as it may deem appropriate.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 192, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Nelson S. Hart to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 193, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$20,000 for the City-County Council to pay legal fees for the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 194, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$178,976 for the County Treasurer to pay remodeling costs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 195, 1992. Introduced by Councillors Hinkle and Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of office space for the Wayne Township Assessor to be built at Country Club Road and Rockville Road"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 196, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Jack H. Hall, M.D. to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 197, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 198, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$7,140 for the County Recorder to make the annual payment for leased vault space"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 199, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David T. Smith to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 200, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$14,227 for the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 201, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$700 for the Presiding Judge of the Municipal Court to cover the costs of a graduation ceremony for probationers who passed the GED examination funded by private grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 202, 1992. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$494,365 for the Presiding Judge of the Municipal Court to hire additional public defenders and support staff"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 203, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$364,604 for the County Auditor to pay for the Automated Finger Printing System"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 204, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 205, 1992. Introduced by Councillors Moriarty, Jimison and Golc. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE amending the

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Revised Code by adding a new chapter concerning the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 206, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION requesting the Animal Control Board to develop an ordinance establishing a spaying/neutering program for Marion County"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 207, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Arno Haupt to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 208, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Dr. Martin Luther King, Jr. Street and St. Clair Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 209, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Illinois Street and 54th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 210, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on a segment of East Riverside Drive, from 18th Street to 30th Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 211, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on a segment of Alabama Street, from Fort Wayne Avenue to 16th Street (District 22)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 186, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 186, 1992 on April 8, 1992. The proposal authorizes the amendment of S.R. No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to October 31, 1992. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption.

Councillor Howard said that he hopes Diversified Systems, Inc. will work with the City and hire people who can be taken off the unemployment rolls. He also asked how many additional jobs will be created by this project.

James Crawford, Jr., Counsel to Indianapolis Economic Development Commission, replied that the company projects that twenty-one new jobs will be created at the end of the first year and sixty-six by the end of the third year. These jobs are primarily manufacturing jobs, such as tool and die makers and assembly-line workers.

Councillor Howard said that if the City knew in advance what kind of skills companies would require, the City could be training people at IVY Tech or some other education facility to acquire these skills.

Mr. Crawford said that on the loan application there is a breakdown of the types of jobs and the name, address and telephone number of the person at the company to contact concerning the job, and it also lists the construction contracts.

Councillor Giffin suggested that Mr. Crawford send all the data about jobs to the councillor in whose district the project will exist.

Proposal No. 186, 1992 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Hinkle

1 NOT PRESENT: Schneider

Proposal No. 186, 1992 was retitled SPECIAL RESOLUTION NO. 29, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 48, 1989, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-6-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 48, 1989 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Diversified Systems, Inc. (the "Company") which Inducement Resolution set an expiration date of March 31, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of March 31, 1992, contained therein and replacing said date with the date of October 31, 1992.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 187, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 187, 1992 on April 8, 1992. The proposal authorizes the amendment of S.R. No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division GMC to October 31, 1992. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Mullin, for adoption. Proposal No. 187, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, Williams

0 NAYS:

4 NOT VOTING: Hinkle, Moriarty, Rhodes, West

1 NOT PRESENT: Schneider

Proposal No. 187, 1992 was retitled SPECIAL RESOLUTION NO. 30, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 30, 1992

A SPECIAL RESOLUTION AMENDING City-County Special Resolution No. 76, 1991 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of pollution control facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, City-County Special Resolution No. 76, 1991 (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Allison Gas Turbine Division (the "Company") which Inducement Resolution set an expiration date of March 31, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of March 31, 1992 contained therein and replacing said date with the date of October 31, 1992.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 188, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 188, 1992 on April 8, 1992. The proposal authorizes the amendment of previously executed bond documents relating to \$695,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1990 (Mobile Drilling Company, Inc. Project). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal No. 188, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Gilmer, Hinkle, Moriarty*

1 NOT PRESENT: *Schneider*

Proposal No. 188, 1992 was retitled SPECIAL ORDINANCE NO. 3, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1992

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis Economic Development Revenue Bonds Series 1990 (Mobile Drilling Company, Inc. Project), dated as of September 1, 1990 and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis (the "Issuer") previously issued its Economic Development Revenue Bonds (Mobile Drilling Company, Inc. Project) (the "Bonds") in the original aggregate principal amount of \$695,000, pursuant to a Trust Indenture (the "Indenture") dated as of September 1, 1990 between the Issuer and Merchants National Bank & Trust Company of Indianapolis, as Trustee (the "Trustee"), the proceeds of which were loaned to Mobile Drilling Company, Inc. (the "Company") by the Issuer to facilitate the acquisition, construction, installation, and equipping of the Project (as defined in a Loan Agreement between the Issuer and the Company dated September 14, 1990); and

WHEREAS, certain changed circumstances which were not reasonably expected on the date the Bonds were issued now require the redemption of the Bonds from unspent proceeds prior to the acquisition of all of the Equipment (as defined in the Indenture); and

WHEREAS, to effect such redemption, certain amendments, which amendments are embodied in a certain Supplemental Indenture No. 1 between the Issuer and Trustee (the "Supplemental Indenture No. 1") must be made to the Indenture and pursuant to Section 11.02 of the Indenture, Merchants National Bank & Trust Company of Indianapolis, in its capacity as Bondholder, has consented to the terms thereof; and

WHEREAS, the Indianapolis Economic Development Commission on April 8, 1992 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Supplemental Indenture No. 1 in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Supplemental Indenture No. 1 by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Supplemental Indenture No. 1 is of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Supplemental Indenture No. 1 approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Supplemental Indenture No. 1 are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Supplemental Indenture No. 1 approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Supplemental Indenture No. 1 approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(10).

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SECTION 4. The provisions of this ordinance and the Supplemental Indenture No. 1 shall constitute a contract binding between the City of Indianapolis and the parties to the Supplemental Indenture No. 1, and after the execution of the Supplemental Indenture No. 1, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Supplemental Indenture No. 1 shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 189, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 189, 1992 on April 8, 1992. The proposal authorizes the amendment of documents relating to the previously issued \$8,100,000 City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 189, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Black, Hinkle*

1 NOT PRESENT: *Schneider*

Proposal No. 189, 1992 was retitled SPECIAL ORDINANCE NO. 4, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1992

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project), dated as of December 1, 1985 and approving and authorizing other actions in respect thereto.

WHEREAS, City of Indianapolis (the "Issuer") previously issued its Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) (the "Bond"), pursuant to a Bond Purchase Agreement dated as of December 1, 1985, between the Issuer, Webb/Henne Indianapolis Venture I, an Ohio general partnership ("Webb/Henne") and Bank One, Indianapolis, National Association (the "Bank") (the "Bond Purchase Agreement"), the proceeds of which were loaned to Webb/Henne by the Issuer to facilitate the acquisition, construction, installation, and equipping of the Project (as defined in a Loan Agreement between the Issuer and Webb/Henne dated as of December 1, 1985); and

WHEREAS, Webb/Henne and the Bank entered into a Real Estate Mortgage and Security Agreement, dated as of December 23, 1985 (the "Mortgage") (recorded with the Marion County Recorder, December 27, 1985, No. 850113985), securing the payment of the principal of and interest and premium, if any, on the Bond with a security interest in certain collateral described in the Mortgage; and

WHEREAS, Webb/Henne and the Bank also entered into a Collateral Assignment of Leases and Rents, dated as of December 23, 1985 (the "Collateral Assignment of Leases and Rents") (recorded with the Marion County Recorder, December 27, 1985, No. 850113986), transferring and assigning to the Bank all of Webb/Henne's rights, title and interests in, to and under the Leases and Rents (all as defined in the Collateral Assignment of Leases and Rents), securing the payment of the principal of and interest and premium, if any, on the Bond; and

WHEREAS, Webb/Henne issued its promissory note (the "Note") pursuant to the Loan Agreement, the Mortgage and the Collateral Assignment of Leases and Rents to evidence its payment obligations with respect to the Bond; and

WHEREAS, Webb/Henne subsequently assigned, under and pursuant to an Assignment and Assumption Agreement dated as of August 15, 1988, to The Eryk-Midamco Company, a joint venture (the "Company") all of Webb/Henne's right, title and interest in and to the Loan Agreement, the Bond Purchase Agreement, the Mortgage, the Collateral Assignment of Leases and Rents and the Project, and the Company assumed all of the obligations and duties of Webb/Henne under such documents, the Note and the Bond, and the ownership of

the Project, (except nothing contained in that Agreement is to be construed as altering the Limited Guaranty Agreement between Charles W. Henne, R. Dudley Webb and the Bank, entered into as of December 23, 1985 (the "Limited Guaranty Agreement")), and the Limited Guaranty Agreement remains in full force and effect by and between the original parties thereto; and

WHEREAS, the Bank is the owner of the outstanding Bond; and

WHEREAS, the Company and the Bank have now agreed to enter into an Agreement (the "Agreement") to modify the Bond by changing the definition of "Adjustment Date" as it presently appears in the Bond to "December 31, 1991 and December 31 of each year thereafter to and including December 31, 2011" instead of December 31 of 1991, 1996, 2001, 2006 and 2011; and

WHEREAS, the Company and the Bank have further agreed that Banc One Mortgage Corporation, an affiliate of the Bank, shall be paid as compensation in its capacity as servicing agent with respect to the Bond and the Project an annual fee of .25% of the outstanding principal balance of the Bond as of December 31 of each year beginning December 31, 1991, which fee shall be payable on December 31 of each year (or the next succeeding Business Day, if earlier), except for the fee relating to December 31, 1991, which will be paid contemporaneously with the execution of the aforesaid Agreement; and

WHEREAS, the continuing exclusion from gross income of the interest on the Bond for federal income tax purposes may be subject to the Issuer's approval of modifications to the terms of the Bond; and

WHEREAS, the Indianapolis Economic Development Commission on April 8, 1992 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the amendment of the Bond in the form presented at that meeting (the "Amended Bond") complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Amended Bond by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Amended Bond will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Amended Bond approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Amended Bond are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Amended Bond approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Amended Bond approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(10).

Section 4. The provisions of this ordinance and the Amended Bond shall constitute a contract binding between the City of Indianapolis and the parties to the Amended Bond, and after the execution of the Amended Bond, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Amended Bond shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 190, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 190, 1992 on April 8, 1992. The proposal approves an inducement resolution for Park Tudor Foundation, Inc. in an amount not to exceed \$4,500,000 for the acquisition, construction, installation and equipping of additions to the existing facilities located at 7200 North College Avenue. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor

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Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 190, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Hinkle, Howard*

1 NOT PRESENT: *Schneider*

Proposal No. 190, 1992 was retitled SPECIAL RESOLUTION NO. 31, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 1992

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Park Tudor Foundation, Inc., a not-for-profit corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the acquisition, construction, installation and equipping of an approximately 55,070 square foot building addition to the Applicant's existing facilities located at 7200 North College Avenue, Indianapolis, Indiana which will be used to provide elementary and secondary educational services; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition and installation of machinery, equipment, fixtures and furnishings for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately five (5) at the end of one (1) and six (6) at the end of three (3) years with estimated additional payrolls of \$105,000 and \$150,000 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Four Million Five Hundred Thousand Dollars (\$4,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1992, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds this inducement resolution is still in effect; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this Resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project. The Applicant may incur and pay expenditures with respect to the Project prior to the issuance of the bonds and the Issuer hereby declares that it expects to reimburse the Applicant for such expenditures out of the proceeds of the bonds which may aggregate a maximum of \$4,500,000, the anticipated cost of the Project. This declaration of official intent is made under Section 1.103-18 of the Income Tax Regulations.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 191, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 191, 1992 on April 8, 1992. The proposal approves an inducement resolution for National Benevolent Association, Robin Run Village Phase II, in an amount not to exceed \$10,500,000 for the acquisition, construction, installation and equipping of the elderly multi-family residential rental housing units, and related facilities located at 5354 West 62nd Street. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Mullin, for adoption. Proposal No. 191, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
2 NOT VOTING: *Black, Brents*
1 NOT PRESENT: *Schneider*

Proposal No. 191, 1992 was retitled SPECIAL RESOLUTION NO. 32, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 1992

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds

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from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, The National Benevolent Association of the Christian Church (Disciples of Christ), a not-for-profit corporation (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the acquisition, construction, installation and equipping of a three-story, multi-wing, brick, and frame apartment and office building (the "Building") and related facilities (the "Facilities") to be built in two phases, the first phase containing 103 apartments, a clock tower, two guest rooms, a library, multi-purpose athletic courts, walking trails, a laundry facility, temporary dining facilities, and administrative offices, and the second phase containing between 85 and 95 apartment units, a dining facility, and a swimming pool. Also included in the Building will be space for a sundries store, a barber/beauty shop, and banking facilities. Each apartment unit in the Building will be rented to persons over age 55 and will include wheelchair accesses, safety grab bars in bathrooms, and portable and installed emergency calling systems. The Building will contain approximately 277,000 square feet. The Building and the Facilities will be located on approximately 11 acres of land at 5354 West 62nd Street, Indianapolis, Indiana. The project shall also encompass the acquisition, construction, installation and equipping of various site improvements in the Building and the Facilities and the acquisition of machinery, equipment, fixtures and furnishing for use in the Building and the Facilities. The Building and the Facilities will be initially owned by the Applicant and will be operated by Greater Indianapolis Disciples Housing, Inc., an Indiana not-for-profit corporation (collectively, the "Project"). Pursuant to this request, the City-County Council of the City of Indianapolis and of Marion County, Indiana on November 20, 1989 adopted City-County Special Resolution No. 73, 1989 (the "Original Resolution") concerning the Project; and

WHEREAS, Phase I of the Robin Run Village Project was financed in part through the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1990 (National Benevolent Association - Robin Run Village Project) in the aggregate principal amount of \$11,000,000 and consists of a three story multi-wing building containing 103 apartments and related facilities; and

WHEREAS, the Applicant has now requested that the Issuer proceed with the Phase II financing; and

WHEREAS, Phase II of the Project will now consist of 55 additional older adult apartments with services as described above, permanent dining facilities, swimming pool, intergenerational day care facilities, and 24 nursing beds. The nursing care facility will include 24-hour staffing, physical therapy, an activities area and a separate dining room. The day care and nursing facilities will share certain activity areas (the "Revised Phase II"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately fifty-three (53) (full-time equivalents) at the end of one (1) and three (3) years with estimated additional payrolls of \$778,685 and \$880,549 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Revised Phase II will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Revised Phase II would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment (an additional number of jobs of approximately fifty-three (53) (full-time equivalents) at the end of one (1) and three (3) years with estimated additional payrolls of \$778,685 and \$880,549 respectively) in the City of Indianapolis, Indiana, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Ten Million Five Hundred Thousand Dollars (\$10,500,000) under the

Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Revised Phase II and the sale or leasing of the Revised Phase II to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Revised Phase II will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Revised Phase II, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1992, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds this inducement resolution is still in effect; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project including Revised Phase II and for additions to the Project including Revised Phase II, including the costs of issuance (providing that the financing of such addition or additions to the Project including Revised Phase II is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Revised Phase II incurred after the adoption of the Original Resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Revised Phase II will be permitted to be included as part of the bond issue to finance said Revised Phase II, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Revised Phase II. The Applicant may incur and pay expenditures with respect to the Revised Phase II prior to the issuance of the bonds and the Issuer hereby declares that it expects to reimburse the Applicant for such expenditures out of the proceeds of the bonds which may aggregate a maximum of \$10,500,000, the anticipated cost of Revised Phase II. This declaration of official intent is made under Section 1.103-18 of the Income Tax Regulations.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 216-224, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 24, 1992".

Councillor Rhodes moved that Proposal No. 218, 1992 be scheduled for a public hearing:

Mr. President:

I move that Proposal No. 218, 1992 (Rezoning Petition No. 92-Z-16) be scheduled for a hearing before this Council at its next regular meeting on May 11, 1992 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

s/Stuart Rhodes, Councillor

Councillor Giffin seconded the motion. Councillor Rhodes' motion passed by a unanimous voice vote. Proposal No. 218, 1992 is identified as follows:

92-Z-16 WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #07.
2802 KESSLER BOULEVARD EAST DRIVE (approximate address), INDIANAPOLIS.
MICHAEL F. WILEY, by Mary D. Solada, requests the rezoning of 3.9422 acres, being in the D-3 District, to the C-1 classification to provide for commercial development.

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[Clerk's Note: A packet of information was distributed to the Councillors concerning the rezoning of 2802 Kessler Boulevard East Drive by the remonstrators.]

Robert Elrod, General Counsel, read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 92-Z-16, Council Proposal No. 218, 1991, at its next regular meeting on May 11, 1992, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 3.9422 acres at 2802 Kessler Boulevard East Drive from D-3 to C-1 to provide for a commercial development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The Council did not schedule Proposal Nos. 216, 217, 219-224, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 216, 217, 219-224, 1992 were retitled REZONING ORDINANCE NOS. 38-45, 1992 and are identified as follows:

REZONING ORDINANCE NO. 38, 1992. 91-Z-102 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.

7201 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.

MERRILL MOORES, by Michael J. Kias, requests the rezoning of 4.59 acres, being in the D-3 District, to the C-S classification to provide for the development of a drug store and other commercial uses.

REZONING ORDINANCE NO. 39, 1992. 91-Z-158 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #17.

930 SOUTH WARREN AVENUE (approximate address), INDIANAPOLIS.

MCCORMICK PLACE/CENTER TOWNSHIP SHELTER requests the rezoning of 0.2 acre, being in the D-5 District, to the SU-7 classification to provide for a shelter for the homeless.

REZONING ORDINANCE NO. 40, 1992. 92-Z-26 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.

6047 SOUTH EAST STREET, INDIANAPOLIS.

ROMAN CATHOLIC ARCHDIOCESE OF INDIANAPOLIS, by James L. Tuohy, requests the rezoning of 2.37 acres, being in the D-A District, to the SU-1 classification to provide for the development of a church.

REZONING ORDINANCE NO. 41, 1992. 92-Z-28 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #05.

9903 EAST 30TH STREET (approximate address), INDIANAPOLIS.

GREENWALT DEVELOPMENT, INC. by Joseph M. Scimia, requests the rezoning of 11.54 acres, being in the C-3 District, to the C-S classification to provide for the development of a mixed use commercial and light industrial complex.

REZONING ORDINANCE NO. 42, 1992. 92-Z-29 (Amended Address) PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #25.

2201 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

DAVID JOHNSTON requests the rezoning of 13.6 acres, being in the D-A District, to the SU-3 classification to provide for a driving range and putting greens.

REZONING ORDINANCE NO. 43, 1992. 92-Z-30 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.

5716 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.

MELODY COMMUNITIES, INC. requests the rezoning of 10.4 acres, being in the D-A District, to the D-4 classification to provide for single-family residential development by platting.

REZONING ORDINANCE NO. 44, 1992. 92-Z-31 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.

6520 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.

DEAVERS & ASSOCIATES, INC., by Joseph M. Scimia, requests the rezoning of 11.27 acres, being in the D-A and D-2 Districts, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 45, 1992. 92-Z-34 LAWRENCE TOWNSHIP. COUNCILMANIC DISTRICT # 05.

12309 EAST 86TH STREET (approximate address), INDIANAPOLIS.

LARRY A. DEWESTER requests the rezoning of 5.0 acres, being in the D-A District, to the D-1 classification to provide for single-family residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 179, 1992. The proposal is a rezoning ordinance for certain property in Lawrence Township, Councilmanic District No. 4, located at 9602 East 86th Street. Proposal No. 179, 1992 was certified by the Metropolitan Development Commission on April 3, 1992. On April 6, 1992, the Council voted to schedule a public hearing for April 27, 1992.

The President said that Robert G. Elrod, General Counsel, has met with the attorneys for the petitioners and the remonstrators and that there was no resolution of the matter.

Councillor Dowden, in whose district this property is located, stated that the Metropolitan Development Commission voted 6-2 to approve this request for rezoning. The Castleton East Community Organization (CECO) requested that the Council hear the rezoning request and consider the facts of the case to determine whether to sustain or override the Commission's vote.

The President stated that Raymond Good is the attorney representing the petitioners; Stephen Lyman is President of CECO and also the attorney representing the remonstrators.

Mrs. Donald Daugherty, petitioner, stated that she and her husband have 1.6 acres and want to build another house on the lot. She and her husband will live in the new house and their daughter and her family will live in the existing home. Each house would have no less than 3/4 acre per house. She said that they talked to the Department of Metropolitan Development staff and upon their recommendation filed for a rezoning of the property. She said that they have lived at that location for nineteen years and they bought the property without any restrictions.

Mr. Good said that the request is consistent with the recommendations of the Comprehensive Land Use Plan for Lawrence Township. The rezoning is from a D-S classification, which requires one acre per house, to a D-1 classification, which requires slightly higher than a half acre. He urged the Council to endorse the Daughertys' request and sustain the Commission's approval.

Mr. Lyman stated that he represents CECO, an organization which is an umbrella group for approximately 38 housing associations in the northeast quadrant of Marion County. He acknowledged the number of neighbors present who live in the area. He asked for the Council's support of the Comprehensive Land Use Plan. The current zoning of D-S is the most appropriate and it is the most acceptable because that is what the Lawrence Township Comprehensive Plan says in writing. He asked for the Council's support because the petitioner is asking for an exception, and he believes it is a disturbing precedent that would be created if one lot was allowed to be split in two. This particular petition only benefits the Daughertys.

Ruth Yacko, President of the Sargent Road Association, stated that the Association represents 400 residents in the Mud Creek Valley area. The City Division of Planning recently identified Mud Creek Valley as an environmentally critical area within Lawrence

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Township. She believes this rezoning would open the flood gates to developers who would destroy the unique and special character of the Valley. She asked for the Council's support in maintaining D-S zoning for this property.

Councillor O'Dell asked if the Daughertys would have had to ask for rezoning if they owned 2.0 acres of land. Mr. Good responded there would be no need for rezoning if the Daughertys owned 2.0 acres of land.

Councillor Dowden stated that the Council will either vote to sustain or overturn the Commission. The Commission has voted to approve the petition by Mr. and Mrs. Daugherty so a green vote would support the Commission and a red vote would overturn the Commission and support CECO's position.

The President asked the Councillors to cast their votes. Proposal No. 179, 1992 was approved by the following roll call vote; viz:

22 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, Williams*

5 NAYS: *Curry, Dowden, Franklin, Rhodes, West*

1 NOT VOTING: *Howard*

1 NOT PRESENT: *Schneider*

Proposal No. 179, 1992 was retitled REZONING ORDINANCE NO. 46, 1992, and is identified as follows:

REZONING ORDINANCE NO. 46, 1992. 92-Z-5 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #04.

9602 EAST 86TH STREET, INDIANAPOLIS.

DONALD and PATRICIA DAUGHERTY request the rezoning of 1.549 acres, being in the D-S District, to the D-1 classification to provide for the construction of a single-family residence.

PROPOSAL NO. 162, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 162, 1992 on April 15, 1992. The proposal technically amends F.O. No. 3, 1992 (Proposal No. 9, 1992) by changing the fund from the County General Fund to the County Grant Fund. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:21 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 162, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Howard*

1 NOT PRESENT: *Schneider*

Proposal No. 162, 1992 was retitled FISCAL ORDINANCE NO. 18, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) in the County Grant Fund for purposes of the County Sheriff and reducing certain other appropriations in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated in order to technically amend Fiscal Ordinance No. 3, 1992 (Proposal No. 9, 1992) by changing the fund from the County General Fund to the County Grant Fund.

SECTION 2. The sum of Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANT FUND</u>
1. Personal Services	\$ 20,117
3. Other Services and Charges	384,625
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	6,601
TOTAL INCREASE	\$411,343

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 20,117
3. Other Services and Charges	384,625
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	6,601
TOTAL REDUCTION	\$411,343

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 163, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 163, 1992 on April 9, 1992. The proposal appropriating \$669,808 for the Department of Public Works, Advanced Wastewater Treatment Division (AWT), to reconstruct and replace equipment and building facilities damaged by the fire at the Belmont plant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:26 p.m.

Oliver Webb, an AWT employee, asked if the Mayor commissioned someone to sell AWT. Councillor Coughenour replied in the negative.

Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 163, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

April 27, 1992

1 NOT PRESENT: *Schneider*

Proposal No. 163, 1992 was retitled FISCAL ORDINANCE NO. 19, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Six Hundred Sixty-nine Thousand Eight Hundred Eight Dollars (\$669,808) in the Sanitation General Fund for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, to reconstruct and replace equipment and building facilities damaged by fire at the Belmont plant using both in-house personnel and contractual design and construction services.

SECTION 2. The sum of Six Hundred Sixty-nine Thousand Eight Hundred & Eight Dollars (\$669,808) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS ADVANCED WASTEWATER TREATMENT DIVISION	<u>SANITATION GENERAL FUND</u>
2. Supplies	\$100,000
3. Other Services and Charges	<u>569,808</u>
TOTAL INCREASE	\$669,808

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered Sanitation General Fund	<u>\$669,808</u>
TOTAL REDUCTION	\$669,808

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 3, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard this proposal on January 22 and March 25, 1992. By a 5-4 vote on March 25, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. On April 6, 1992 the Council voted to return the proposal to Committee. The Committee heard the proposal again on April 15, 1992. The proposal creates a public defender board and agency. By a 5-3 vote on April 15, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden stated that at the April 6, 1992 Council meeting there was a serious debate on Proposal No. 3, 1992, as amended. There were those who opposed the proposal on the basis of constitutionally defective provisions and there were those who questioned whether or not the drafts that had been prepared by Robert Elrod, General Counsel, would stand the test of constitutionality. Mr. Elrod had told the Committee that, in his opinion, the proposal is constitutionally sound. On April 6, 1992 the Council sent it back to

Committee by a vote of 14-13. Councillor Dowden said that the public defender issue is such a sensitive issue that it is now reposing in at least three judicial areas -- one case has been filed in Federal Court, one has been filed in Marion County Superior Court and there is one order of mandate that has been filed in the Indiana Supreme Court.

Councillor Dowden commented further that there was some objection to the Public Safety and Criminal Justice Committee hearing the proposal at its regularly, scheduled meeting on April 15, 1992. Mr. Elrod had said that since the Council had sent it back to Committee for action that it was properly before the Committee at anytime that the Committee met. The courts were advised that it was a viable ordinance before the Committee and that it might be brought up. The proposal was heard because action needs to be taken. There had been one to six judges at a time meeting with one to five people from the Mayor's office and one to five judges meeting with one to five Councillors in this building in various rooms. It is not a matter that has been lacking in discussion and in various attempts to compromise.

Councillor Dowden said that when the judges were approached with this public defender board being composed of three appointments from the judges, three appointments by the Mayor and three appointments by the Council, the judges said that they would not accept that composition. Consequently, the Committee then went back to the board structure that it originally approved--a board composed of four members nominated by the President of the City-County Council, one person nominated by the Superior Court Criminal Division judges, one person nominated by the Presiding Judge of the Municipal Court, one attorney not holding public office, and the County Auditor ex officio. And that is the recommendation the Committee is again bringing back to this Council.

Councillor Dowden stated that he believes that it is imperative that it be pointed out to those who suggest that only the judges have the authority to appoint public defenders and that the Council is taking that authority away from them, that in Section 286-9 of this ordinance it states, "Nothing contained herein shall be deemed to abridge the authority of any judge of a state court of this county from appointing counsel for any person entitled thereto under the Constitution of the United States or the Constitution of the State of Indiana." So the Council is not treading on any of the rights and powers of the judges. And for those who are concerned that there might be wholesale dismissal of public defenders as they now exist, he pointed out that in Section 286-7 it states that the board will initially offer employment or contract to those persons presently under employment as public defenders here in Marion County.

Councillor Dowden added that subsequent to the April 15, 1992 Public Safety and Criminal Justice Committee meeting, there were discussions between representatives of the Mayor's office and the courts to negotiate a compromise. The compromise is to amend this proposal one more time regarding the composition of the board. Councillor Dowden therefore moved to amend Proposal No. 3, 1992, as amended, by deleting Sec. 286-3 and inserting in lieu thereof a new Sec. 286-3 to read as follows:

Sec. 286-3. Public Defender Board membership and appointment.

- (a) The Public Defender Agency Board shall consist of nine (9) members:
- (1) Three (3) members appointed by the City-County Council, who may be members of the City-County Council; one of whom shall be designated as chairperson.

- (2) Three (3) members (who may be judges) appointed by majority vote of the superior court criminal division judges, the superior court juvenile division and the presiding judge of the municipal court.
- (3) Three (3) members appointed by the mayor.
- (b) The initial term of two (2) members appointed by each of the appointing authorities shall expire on December 31, 1993. The initial term of the other members shall expire on December 31, 1992.
- (c) After the initial term of each member, appointments shall be for two (2) year terms. Members of the Board shall serve until their successor is appointed. An appointment to fill a vacancy shall be made by the authority appointing the member vacating the position and shall be for the remainder of the unexpired term.
- (d) The Prosecuting Attorney and deputy prosecuting attorneys, law enforcement officers and public defenders are ineligible to serve as members of the Board.
- (e) Board members shall serve without pay but may receive reimbursement for expenses if approved by the Board.
- (f) Five members of the Board shall constitute a quorum for the purpose of conducting the business of the Board. Decisions of the Board shall be approved by a majority of the members present.
- (g) The Board shall meet at least quarterly or upon call of its chairperson or any three members of the Board.

and delete the words "a chairman" from Sec. 286-4 (9).

Councillor Giffin seconded the motion.

Councillor Dowden said that this amendment provides for a nine-member board equitably appointed by all of the interested parties. He believes that it is a very workable and equitable compromise.

Councillor Moriarty asked when was this amendment worked out between the judges and the Mayor's office. Councillor Dowden replied that he learned about it on Thursday, April 23, 1992, and he believes that it has been discussed every day since then.

Councillor Moriarty then asked why were not the Minority Members of the Public Safety and Criminal Justice Committee contacted about this or made aware of it. Councillor Dowden responded that he did not know that the judges were denying the Minority members this information.

Councillor Howard asked for the names of the judges who consented to this amendment. Councillor Dowden replied that he did not know. All he could say was that a letter was addressed to Dr. SerVaas stating that there were three judges designated as a three-person negotiating committee. One of the last communications he had before this Council meeting was that the three-member panel had agreed to this equitable distribution.

The President said that he did receive a letter informing him that a three-person negotiating committee had been formed consisting of Judge Carr Darden, Judge Patricia Gifford and Judge James Payne. The President said that he believes all Councillors received a copy of this letter.

Councillor Boyd stated that he would like to amend the amendment by moving that the Council remove Proposal No. 3, 1992 from the Public Safety Committee and that the Council consider Proposal No. 3, 1992, as a Committee of the Whole agenda item and consider it at a date certain to allow proper debate. Councillor Williams seconded the motion.

Councillor Boyd stated that he believes that there have been some significant breakdowns in procedure and that not all members of the Public Safety Committee knew of some very important information and agreements which were discussed concerning the public defender matter. And even though the proposal was referred back to the Public Safety Committee it did not seem to have received adequate re-review. He believes that there have been serious questions raised about the process of the Public Safety Committee. There are questions raised as to whether the proposal was appropriately placed before that committee as it sat to review it again and whether persons were notified. A very important consideration is that a Minority report was presented to the Public Safety Committee for review, and from the information that he has that Minority report was given little consideration. One of the things that he has been concerned about as Minority Leader for this Council is upgrading the minority input into the process of this Council.

Councillor Boyd further said that several of the reports which he received have indicated that the chairperson of the Public Safety Committee was very discourteous, violated protocol and violated procedure as these matters were considered in that Public Safety Committee of April 15, 1992. Serious consideration needs to be given to switching Proposal No. 3, 1992 to the Committee of the Whole or another committee where it can receive an objective review. He does not believe that there has been an objective review up to this point. Councillor Boyd said that if the chairperson of the Committee wants to consider this an indictment against the process, he has his invitation to so consider.

Councillor Dowden said that the Minority report was not referred to Committee. It was distributed at the April 6th Council meeting for consumption that evening. What this body did was send Proposal No. 3, 1992 back to Committee. As far as being on protocol, he said he will stand by the ruling of legal counsel. Councillor Boyd may disagree with legal counsel. Mr. Elrod, the Council's legal counsel, advised the Committee that the proposal was properly before the Committee and the Committee took proper action. Everybody on that committee who wanted to speak, had opportunity to speak. The Minority members asked for a recess and were granted a recess. As far as that Committee acting illegally, he thinks that Councillor Boyd is out of place because legal counsel had advised that it was proper to hear the proposal at that time.

Councillor Boyd stated that he believes that it is a gross insult to think that members of this Council would go to the trouble of putting together a paper as sophisticated as the one that was put before this Council and to have someone assume that it deserved no further consideration.

Councillor West said that he realizes that there may be some dissatisfaction about the April 15th Public Safety Committee meeting, and Councillor Boyd might feel that it would be best that this entire body, or some other committee, discuss the matter. This proposed amendment is before the whole body and the Council is trying to move the matter of getting a public defender agency started.

Councillor Golc stated that he would like to make seven specific points that he feels are relevant to the April 6th Public Safety Committee meeting and Proposal No. 3, 1992:

1. There was not adequate notice that this proposal would be heard.
2. There was not meaningful committee debate on key substantive issues on this proposal.

3. There was no input from the general public on this proposal.
4. The process lacked decorum because of the inappropriate behavior of some Committee members.
5. The Committee failed to do the appropriate work that the Council set out for it when this issue was sent back to the Committee. The fact that the proposal was sent back to the Council without a single change, he believes is prima facie evidence that the Committee never discussed the issue as a whole.
6. The latest amendment to this proposal lacks significant input from this Council. Rather than decisions being made by appropriate legislative people, decisions have been made by people outside the Council as admitted by the Chairman of the Public Safety Committee.
7. The cost to establish this board and agency has never been made known.

Councillor Golc stated that he requests that this whole issue be sent to a neutral committee, to discuss the advantages and disadvantages of not only Proposal No. 3, 1992, but Proposal No. 205, 1992, which was introduced this evening as part of the Minority report.

Councillor Dowden said that the Council needs to move ahead with this matter. The public defender board is to come back to this body with a plan by July 1, 1992. As to what it is going to cost, that is one of the provisions that he believes the board should determine. The Council can reassign this to committee or reassign this to this full Council for another public hearing next month, but all the Council is doing is delaying accepting responsibility. He believes that there has been adequate discussion from all points of view and urged a vote be taken tonight on the proposal.

Councillor Williams stated that she was the maker of the motion at the April 6th Council meeting to send Proposal 3, 1992 back to committee. She believes contained in the motion was a directive that the Public Safety Committee review all options and listen to all input. She said that it was clear to her in reading the amendments and hearing from her colleagues that the spirit of that motion was ignored and it is clear to her that if this goes back to that committee it will continue to be ignored. The public was not notified of that committee hearing, be it legal or illegal. This is a very important issue and she believes that it will have a long-range impact on the judicial system. The Council cannot be expected to be shown an amendment to this proposal and expected to vote on it five minutes later. She will not participate in this vote if Councillor Boyd's amendment does not pass.

Councillor Ruhmkorff stated that she believes that the Council should go ahead and vote on the proposal tonight.

Councillor Jimison stated that she supports Councillor Boyd's motion. If Councillors can have private meetings and reach certain results, why have committee meetings. She thinks that as elected officials, Councillors not only have to be concerned with how soon something is done, but how correctly it is done.

Councillor Boyd said that regardless of whether the Council considers itself to be technically on solid ground or not, there is no question at all, in his opinion, that for the common-sense-thinking public the Council is very vulnerable in terms of the process. He is aware

that the Council has spent a significant amount of time on this whole issue, but he believes it would be appropriate to spend more time and hear this matter at the next meeting of the Committee of the Whole. With that he asked the President for a ten minute recess.

Councillor West stated that he appreciates that some people would like more time on this matter. The Council has been working on this a long time. When faced with lawsuits, it is appropriate to ask the representative body to vote on the matter in order to get something going to show the public and all those concerned with public defenders that the Council is going to have some program in effect very shortly.

Councillor Coughenour said that she supports Councillor Boyd's motion for a ten minute recess.

The President declared a ten minute recess.

A quorum being present, the President reconvened the City-County Council at 10:22 p.m.

The President ruled that the Council vote on Councillor Boyd's amendment which amended the amendment proposed by Councillor Dowden.

Councillor Coughenour stated that during the recess she talked with Senator Les Duvall, member of the Public Safety Committee's Public Defender Task Force, who said that he feels that the Council should vote tonight and get the public defender issue moving, and he believes that the composition of the board is fair in that it is not controlled by any one group. She said that she feels that there has been a lack of openness regarding the discussion and that the proposal should be able to stand on its merits.

Councillor Rhodes said that he also feels that there has been a problem with the process but also feels that based on Senator Duvall's opinion he will vote nay on Councillor Boyd's motion.

Councillor Boyd's motion failed by the following roll call vote; viz:

12 YEAS: Black, Borst, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

16 NAYS: Beadling, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

1 NOT PRESENT: Schneider

Councillor Dowden called the question on the amendment.

Councillor Boyd stated that one of the reasons he called a recess was to get some feeling from the Democrat Caucus as to how the Democrats should respond if his motion failed. He thinks in the interest of good government there needs to be better sensitivity to the process and better sensitivity to the people who are on this Council. It has been a long time since the Democrats have walked out of Council, and that this is not something that is done casually, it is something that the Democrats really had to consider and think about in terms of what would be their future relationship with the Republican members of this Council if the Democrats allowed this kind of thing to continue. He said that the President should discipline his own members into being respectful, not merely of the Democrat members of Council, but also members of the Republican Caucus.

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[Clerk's Note: Councillors Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short and Williams left the Council meeting at this time.]

The President said that he sees a quorum and the parliamentarian confirms a quorum. The question has been called on the motion as amended. Councillor Dowden's motion to amend passed by a unanimous voice vote.

Councillor Borst stated that there is not going to be any major changes until the public defender board comes back to Council by July 1, 1992.

The President recognized Judge Evan Goodman, Presiding Judge of the Municipal Court.

Judge Goodman stated that he wanted to be on record that he does not support Councillor Dowden's motion to amend Proposal No. 3, 1992.

Councillor Dowden stated that he believes that there has been a lot of good faith negotiation going on by all the principal parties. There is a lot of work ahead, but the Council is not going to get that work done if it does not move ahead with this board right now. He called for the question on the Proposal No. 3, 1992, as amended.

Proposal No. 3, 1992, as amended, was adopted on the following roll call vote; viz:

15 YEAS: Beadling, Borst, Curry, Dowden, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

1 NAY: Franklin

1 NOT VOTING: Coughenour

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Councillor Beadling asked for consent to explain her vote. Consent was given. Councillor Beadling said that now that something is started, something can be done about all the federal cases and other lawsuits that have been filed.

The President stated that he is not surprised that this has had controversy. The Council is setting aside an old institution that has been long with the judiciary. There are still many jurists who believe that the old system is the best. On the other hand, the Bar Association has studied this for many months and made a recommendation to create a public defender board. The difference of opinion has come as to how the Board should be governed. This effort tonight is probably as close as the Council can come to a balance on this board. All decisions of this board have to come before this Council again. He said that he does not believe that the action that was taken was disproportional to the controversy and the number of persons who have been involved.

Proposal No. 3, 1992 was retitled GENERAL ORDINANCE NO. 25, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1992

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by adding a new Chapter 286 entitled Marion County Public Defender Board and Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County be, and is hereby, amended by adding a new Chapter 286 to read as follows:

CHAPTER 286

MARION COUNTY PUBLIC DEFENDER BOARD AND AGENCY

Sec. 286-1. Agency and Board Established.

When used in this Chapter the following words and terms shall be defined as follows:

- (1) Agency means the Marion County Public Defender Agency created by this Chapter.
- (2) Board means the Marion County Public Defender Board created by this Chapter.
- (3) Indigent defendant means a person who requests legal representation and demonstrates by verifiable information submitted under penalty of perjury and communicated outside of the attorney-client relationship that he does not have sufficient available assets or income to pay for the legal representation requested without substantial hardship either to the person or the person's family.
- (4) Legal representation means the services of an attorney provided to a defendant in a matter originating in a state court in Marion County involving (1) a person charged with a crime as defined in IC 35-41-1-6, (2) an act of delinquency as defined in IC 31-6-4-1, (3) a violation of a condition of probation established as a part of a sentence in a juvenile or criminal matter, (4) detention of a person subject to extradition to another jurisdiction, or (5) proceedings to collect unpaid child support pursuant to IC 31-2. The term includes services in connection with all pre-trial, trial and appellate proceedings in which an indigent defendant has a right to counsel.

Sec. 286-3. Public Defender Board membership and appointment.

- (a) The Public Defender Agency Board shall consist of nine (9) members:
 - (1) Three (3) members appointed by the City-County Council, who may be members of the City-County Council; one of whom shall be designated as chairperson.
 - (2) Three (3) members (who may be judges) appointed by majority vote of the superior court criminal division judges, the superior court juvenile division and the presiding judge of the municipal court.
 - (3) Three (3) members appointed by the mayor.
- (b) The initial term of two (2) members appointed by each of the appointing authorities shall expire on December 31, 1993. The initial term of the other members shall expire on December 31, 1992.
- (c) After the initial term of each member, appointments shall be for two (2) year terms. Members of the Board shall serve until their successor is appointed. An appointment to fill a vacancy shall be made by the authority appointing the member vacating the position and shall be for the remainder of the unexpired term.
- (d) The Prosecuting Attorney and deputy prosecuting attorneys, law enforcement officers and public defenders are ineligible to serve as members of the Board.
- (e) Board members shall serve without pay but may receive reimbursement for expenses if approved by the Board.
- (f) Five members of the Board shall constitute a quorum for the purpose of conducting the business of the Board. Decisions of the Board shall be approved by a majority of the members present.
- (g) The Board shall meet at least quarterly or upon call of its chairperson or any three members of the Board.

Sec. 286-4. Powers and duties of the Board.

The Board shall have the following powers and duties:

- (1) To provide competent legal representation for indigent defendants in criminal, juvenile, and child support matters pursuant to the plan adopted pursuant to Sec. 286-6.

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- (2) To establish policy and procedures for the identification of an "indigent defendant" consistent with the definition set out in this Chapter.
- (3) To establish policies and procedure for the efficient operation of the Agency and the achievement of the objective of providing competent and independent legal representation for indigent defendants.
- (4) To employ a chief public defender subject to confirmation by the City-County Council, who shall be an attorney admitted to the practice of law in the state of Indiana to serve as the chief administrative officer of the Agency.
- (5) To authorize the chief public defender to employ or contract with attorneys, investigators, paralegals and clerical employees as necessary and consistent with the budget approved by the City-County Council based on merit without consideration of political affiliation.
- (6) To recommend an annual operating budget for the Agency and thereafter to monitor expenditures of funds by the Agency.
- (7) To receive and apply funds from grants, gifts, bequests and payments from persons served to the purposes of the Agency.
- (8) To prepare and submit to the Council and the general public an annual report on the operation of the Agency.
- (9) To elect other appropriate officers from the membership of the Board.

Sec. 286-5. Chief public defender.

- (a) The chief public defender shall:
 - (1) be the chief administrator of the public defender agency.
 - (2) decline to authorize the legal representation of defendants who are not indigent.
 - (3) review a determination of indigency and eligibility for legal representation by the Agency staff when requested to do so by an affected person.
 - (4) employ counsel to represent the Board, or a Board member or agent in any action to compel representation of a defendant determined by the Board to be not indigent.
- (b) Pending appointment of a chief public defender, the president of the City-County Council shall appoint a member of the Indiana Bar to serve as interim administrator of the Public Defender Agency. Such interim administrator shall assist in organizing the board and agency and may contract for additional public defender services to the extent of appropriations by the council for such purposes.

Sec. 286-6. On or before July 1, 1992, the Board shall prepare and submit to the City-County Council for approval a comprehensive plan for the provision of legal representation to indigent defendants in Marion County. The comprehensive plan shall, at a minimum, provide for:

- (1) Provision of legal representation to an indigent defendant at the earliest possible point in time.
- (2) The legal representation of an indigent defendant by the same attorney or attorneys through the pendency of a matter to the greatest extent possible.
- (3) The use of qualified attorneys who will volunteer to provide legal representation to one or more indigent defendants without charge to the greatest extent possible.
- (4) Agency staff professional development and continuing legal education.
- (5) Formal or informal agreements with the Marion County Prosecutor and law enforcement agencies establishing simplified procedures for expediting discovery and other communications with respect to pending cases.
- (6) Utilization of all available sources of non-governmental funding including but not limited to payment or repayment for services rendered from persons served in accordance with IC 33-9-11.5.
- (7) Periodic reevaluation of the operation of the Agency and the accomplishment of its purpose.

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Such plan may be amended by the Board with approval of the Council.

Sec. 286-7. Retention of existing public defenders.

The Board shall initially offer employment or a contract for the provision of legal representation to each attorney acting as a public defender in the Marion County Municipal Court Criminal Division and the Marion County Superior Court Criminal, Juvenile and Title IVD Divisions on the effective date of this ordinance.

Sec. 286-8. Restriction on the law practice of public defenders.

(a) Attorneys employed by the Board on a full-time basis shall have as a condition of their continued employment that they do not practice law except as an employee of the Board.

(b) Attorneys employed by the Board on a part-time basis or on a contract for personal services and assigned to the Marion County Superior Court Criminal, Juvenile or Title IVD Divisions shall have as a material provision of their contract for the provision of legal representation or as a condition of their continued employment that they will not practice before the Judge of a Court to which they are regularly assigned by the Board except as assigned by the Board.

(c) Attorneys employed by the Board on a part-time basis or on a contract for personal services in the Marion County Municipal Court Criminal Division shall have as a material provision of their contract for the provision of legal representation or as a condition of their continued employment that they will not practice before the Judge of a Court or Courts to which they are regularly assigned by the Board except as assigned by Board.

Sec. 286-9. Authority of Judges. Nothing contained herein shall be deemed to abridge the authority of any judge of a state court of this county from appointing counsel for any person entitled thereto under the Constitution of the United States or the Constitution of the State of Indiana. If the Public Defender Agency fails or refuses to provide such counsel, the Judge making the appointment shall request the Council to appropriate funds for payment of such counsel.

SECTION 2. Construction. Any term defined in this Chapter by reference to a state statute shall have the same meaning whenever used in this Chapter unless clearly inapplicable by the context in which it is used. Any reference to a state statute shall mean the statute as amended from time to time, or any similar statutory provision that may supercede it relating to the same or similar subject matter.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or any other portion of this ordinance be declared by a Court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be effected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President asked for consent to hear Proposal No. 159, 1992 next. Consent was given.

PROPOSAL NO. 159, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 159, 1992 on April 20, 1992. The proposal amends the Code concerning taxi fares for the 500-Mile Race. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption.

Councillor Franklin stated that he could not support this proposal because he believes that it is not fair for taxis to overcharge their customers going to and from the track on race day.

Proposal No. 159, 1992, as amended, was adopted on the following roll call vote; viz:

16 YEAS: *Beadling, Borst, Coughenour, Curry, Dowden, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West*
1 NAY: *Franklin*

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12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 159, 1992, as amended, was retitled GENERAL ORDINANCE NO. 27, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1992

A GENERAL ORDINANCE amending the Code concerning taxi fares for the 500-Mile Race.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Subsection (g) of sec. 17-763 of Article XIX, Chapter 17, of the Code of Indianapolis and Marion County, be and is hereby amended by inserting the underlined text to read as follows:

Sec. 17-663. Fares.

- (g) Schedule of rates. The charge for taxi services shall be as follows:
- (1) Ninety-five cents (\$0.95) for the first one-fifth (1/5) mile.
 - (2) Thirty cents (\$0.30) for each additional one-fifth (1/5) mile. Thirty cents (\$0.30) may be charged for each one (1) minute of waiting time over the first three (3) minutes as hereinbelow specified.
 - (3) Eighteen dollars (\$18.00) per hour for the use at any hourly rate; provided that there shall be an additional charge of one dollar and fifty cents (\$1.50) per mile for each mile in excess of twelve (12) miles driven during any one (1) hour.
 - (4) Provided that the minimum for any fare originating from Indianapolis International Airport shall be six dollars and fifty cents (\$6.50).
 - (5) Provided further, that the rates which may be charged for taxicab service to and from the Indianapolis 500-Mile Race, on the day such race is scheduled to be run and any scheduled postponement date, shall be those which are filed with the controller by the owner of the taxicab(s) not less than 12 calendar days nor more than 45 calendar days before the day such race is scheduled.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 79, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 79, 1992 on April 20, 1992. The proposal reorganizes and expands the internal audit functions by establishing an Internal Audit Agency to replace the division of internal audit. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Curry, for adoption. Proposal No. 79, 1992, as amended, was adopted on the following roll call vote; viz:

16 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

0 NAYS:

1 NOT VOTING: O'Dell

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 79, 1992, as amended, was retitled GENERAL ORDINANCE NO. 26, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1992

A GENERAL ORDINANCE reorganizing the division of internal audit to create a new Internal Audit Agency with expanded authority with respect to city and county government.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County, be and is hereby revised, by adopting a new Chapter 191 (by amending and recodifying Sec. 2-145 and Sec. 2-146 of the Code of Indianapolis and Marion County) by inserting the underlined text and deleting the stricken-through text to read as follows:

CHAPTER 191 - AUDITING

ARTICLE I - EXTERNAL AUDITS

Sec. 191-1. Consolidated City. The Mayor, upon recommendation of the audit committee, shall select the independent external audit firm to prepare the audited annual financial report of the Consolidated City.

Sec. 191-2. Marion County. The county auditor shall contract with an independent external audit firm to prepare the audited annual financial report of Marion County. As part of such contract for auditing services, the external audit firm shall be required to conduct internal management services and analysis of the offices of elected county officials, unless internal audits of such offices are being conducted by agreement under Sec. 191-12(b)(3). At minimum, such reviews and analysis shall be done annually with respect to the auditor, clerk and treasurer, and biennially on a rotating basis with respect to the other county offices. At the conclusion of such reviews, the external audit firm shall prepare a management report on each such office and forward copies of such reports to the office affected and to the President of the City-County Council.

ARTICLE II. INTERNAL AUDIT AGENCY

Sec. ~~2-145~~ 191-11. Division of Internal Audit Agency.

(a) There is hereby established an ~~division of~~ internal audit ~~agency~~ for the purpose of investigating and auditing all operations of all departments of the city. Such audits may be conducted either by agency personnel or under contract with independent auditors. This ~~division~~ agency shall be responsible directly to the mayor.

Sec. 191-12. Powers and Duties.

(ba) The ~~division of~~ internal audit ~~agency~~ shall have full authority to audit any department, division or other area of the city as deemed necessary by the manager of the ~~division~~ agency. The ~~division~~ agency shall provide reports of all audits to the mayor, and the president of the city-council and the manager of any office or agency that is subject of the report. Such reports shall be of public records.

(b) The internal audit agency may review the policies and expenditures of (1) any department of the consolidated city, (2) at the request of the president of the council any municipal corporation the budget of which is subject to appropriation or review by the council, or (3) any county office or officer if requested and agreed upon by that county office or officer.

(c) The internal audit agency may conduct efficiency and effectiveness reviews of stated policies.

Sec. ~~2-146~~ 191-13. Audit committee.

(a) ~~Creation, composition, appointment of [members, term, vacancies.]~~ There is hereby created and established an audit committee consisting of the following five (5) members, appointed for the as follows terms:

- (1) A representative from the mayor's office, to be appointed annually by the mayor.
- (2) A member of the city-county council, to be appointed annually by the city-county council.
- (3) One (1) person who is qualified due to an involvement with financial matters and who is not an employee of the City of Indianapolis or Marion County shall be appointed by the city-county council, and shall be appointed initially for a two year term. Thereafter, and at the expiration of the term of the initial appointee, the appointment shall be made for a term of three (3) years.

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- (4) Two (2) persons, one (1) of which is qualified due to an involvement with financial matters and who is not an employee of the City of Indianapolis or Marion County, and ~~the other one (1) who is either a professional or business person involved in either the fields of education or consulting~~ and who is not an employee of the City of Indianapolis or Marion County shall be appointed by the mayor. ~~One (1) of these members shall be appointed initially for a one year term, and the other shall be appointed initially for a three year term. Thereafter, and at the expiration of the term of the initial appointees, each appointment shall be made for a term of three (3) years.~~

The members appointed under clauses (3) and (4) shall be appointed for terms of three years ending December 31 of the third year following appointment.

Each appointee may be removed only for cause by the respective appointing authorities. Vacancies shall be filled ~~by members appointed~~ by whomever made the initial appointment. ~~A member appointed to fill a vacancy shall serve~~ for the duration of the unexpired term. The field representatives from the state board of accounts assigned to the City of Indianapolis shall serve as ex officio members of the committee, with the city controller and the manager of the ~~division of~~ internal audit agency receiving notification of the meetings of the committee.

The staff functions for the committee shall be provided by the division of internal audit.

Sec. 191-14. Officers.

~~(b) Officers, quorum and meetings.~~

~~(1)~~ The officers of the committee shall be a ~~chairman~~ person and a secretary. The ~~chairman~~ person shall be named by the mayor, and the secretary by the committee.

Sec. 191-15. Quorum and meetings.

~~(2)~~ A quorum of the committee for official action in session shall be three (3) members. ~~(3)~~ The committee shall meet quarterly at such place and time as may be set by the chairman, and may meet at such other times and places as may be needed in special session called by the chairman for a particular purpose.

Sec. 191-16. Powers and duties.

~~(c) Powers and duties.~~ The committee shall be responsible for meeting with independent external auditors to discuss the scope of the annual audit of the city and anything related to it. ~~The committee shall then recommend to the mayor the independent external audit firm to be appointed.~~ In addition, the committee shall oversee the affairs of the ~~division of~~ internal audit agency to insure adequate internal controls and procedures and to establish procedures and controls with respect to auditing contracts. Finally, the committee shall serve as the informed resource regarding the financing and accounting practices of the City of Indianapolis, and thereby submit a report annually to the mayor and the city-county council on its activities.

Sec. 191-17. Manager and employees.

The administration of the internal audit agency shall be under the control of the audit manager.

When the position of manager of the ~~division~~ agency becomes vacant, a new manager shall be appointed by the mayor with the approval of the city-county council. All other vacancies in the ~~division~~ agency shall be filled by the manager. The employees of this ~~division~~ agency shall be selected and qualified on the basis of professional qualifications without regard to political affiliation, and may be dismissed only for good cause relating to the performance of their duties. No more than sixty-five (65) percent of the employees may be members of one political party.

SECTION 2. Sec. 2-145 and Sec. 2-146 of the Code of Indianapolis and Marion County, be and are hereby repealed upon the effective date of this ordinance.

SECTION 3. This ordinance shall be in full force and effect from and after April 1, 1992.

PROPOSAL NO. 140, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 140, 1992 on April 20, 1992. The proposal approves an amendment to the Central Garage Lease between the City and the Building Authority. By a 5-0-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption.

Councillor Rhodes stated he will abstain from voting due to a conflict of interest.

Proposal No. 140, 1992 was adopted on the following roll call vote; viz:

16 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Smith, West

0 NAYS:

1 NOT VOTING: Rhodes

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 140, 1992 was retitled SPECIAL RESOLUTION NO. 33, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 33, 1992

A SPECIAL RESOLUTION approving a First Amendment to the Central Garage Lease dated October 4, 1983, between the Indianapolis-Marion County Building Authority (the "Authority"), and the City of Indianapolis, Indiana (the "City").

WHEREAS, the Authority and the City entered into a Lease on October 4, 1983, pursuant to which the City leased from the Authority the Central Garage building (the "Lease"); and

WHEREAS, the Authority in 1983 issued its Garage Building Bonds of 1983 in the original aggregate principal amount of Five Million One Hundred Thousand Dollars (\$5,100,000) (the "1983 Bonds"), pursuant to a Trust Indenture between the Authority and Merchants National Bank & Trust Company of Indianapolis, as Trustee, dated as of December 1, 1983 (the "1983 Indenture"), to finance the cost of constructing and equipping the Central Garage Building in Indianapolis, Indiana; and

WHEREAS, the 1983 Bonds are payable from rentals received by the Authority under the Lease; and

WHEREAS, the Authority now desires to refund the 1983 Bonds outstanding as authorized by IC 5-1-5, and thereby obtain a substantial savings and reduction in interest costs and also permit a reduction in the rental payments under the Lease; and

WHEREAS, the Authority has determined to issue its Refunding Bonds, Series 1992 B (the "Refunding Bonds"), pursuant to a Trust Indenture between the Authority and Ameritrust National Bank, as Trustee (the "Trustee"), dated as of March 1, 1992 (the "1992 Indenture"), which Refunding Bonds are being issued for the purpose of providing for the payment of (i) the principal amount of the 1983 Bonds outstanding, (ii) the interest payable on the 1983 Bonds, (iii) the redemption premiums which will be payable on July 1, 1984 and (iv) costs of refunding, thereby procuring the full release and discharge of the 1983 Indenture, all as provided in Section 8.03 of the 1983 Indenture; and

WHEREAS, the Authority and the City desire to amend the Lease to evidence the reduction in lease rentals payable by the Lessee as a result of the savings attributable to the issuance of the Refunding Bonds; and

WHEREAS, there has been presented to the Council a proposed First Amendment to the Lease reflecting the reduction in the lease rentals and making other changes consistent with the terms of the Refunding Bonds, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The First Amendment to Lease substantially in the form presented to this meeting is hereby approved. The Council hereby finds and determines that the annual rentals reflected in the First Amendment to Lease are fair and reasonable.

SECTION 2. The Mayor of the City of Indianapolis, for and behalf of the City, is hereby authorized to execute the First Amendment to Lease substantially in the form presented to this meeting, with such changes to the form thereof as the Mayor deems necessary or advisable, and the Clerk of the City-County Council is hereby authorized to attest the same.

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SECTION 3. This resolution shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 158, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 158, 1992 on April 20, 1992. The proposal establishes a \$500 petty cash fund to be placed in the Controller's custody for the use of the Mayor's Office, Finance Division (Controller), Legal Division, Human Resources Division, and Central Purchasing Division. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 158, 1992 was adopted on the following roll call vote; viz:

17 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

0 NAYS:

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 158, 1992 was retitled SPECIAL RESOLUTION NO. 34, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 34, 1992

A SPECIAL RESOLUTION to establish a petty cash fund in the amount of five hundred dollars (\$500.00) to be placed in the custody of the Controller for the use of the Mayor's Office, the Finance Division (Controller), the Legal Division, the Human Resources Division, and the Central Purchasing Division.

WHEREAS, the Controller desires to maintain a petty cash fund for the Mayor's Office, the Finance Division (Controller), the Legal Division, the Human Resources Division, and the Central Purchasing Division to pay small or emergency items of operating expense.

WHEREAS, IC 36-1-8-3 requires the permission of the fiscal body of a political subdivision to establish a petty cash fund which fund is to be established by a warrant drawn on the appropriate fund of the political subdivision in favor of the officer or employee who is the fund custodian in an amount determined by the fiscal body.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-1-8-3, the City-County Council, as the fiscal body for the Consolidated City of Indianapolis and Marion County, hereby establishes a petty cash fund in the amount of five hundred dollars (\$500.00) to be placed in the custody of the Controller, which petty cash fund shall be used by the Mayor's Office, the Finance Division (Controller), the Legal Division, the Human Resources Division, and the Central Purchasing Division to pay small or emergency items of operating expense.

SECTION 2. The five hundred dollars (\$500.00) for the petty cash fund established under Section 1 shall be paid by a warrant drawn on the appropriate fund in favor of the Controller and shall be returned to the appropriate fund when there is a change of custodian or when the fund is no longer needed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 160, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 160, 1992 on April 14, 1992. The proposal approves the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 160, 1992 was adopted on the following roll call vote; viz:

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17 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

0 NAYS:

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 160, 1992 was retitled SPECIAL RESOLUTION NO. 28, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1992

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 30, 1991, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 61, 1991, 1992 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 3.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 3.01.State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing Community Development Grant Funds to the Council for its approval pursuant to Section 3.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The 1992 Community Development Block Grant Core Group, utilizing Community Development Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 3.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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EXHIBIT "A"

1992 COMMUNITY DEVELOPMENT BLOCK GRANT
CORE GROUP RECOMMENDATIONS

ORGANIZATION	PROJECT	AMOUNT FUNDED
Business Opportunity Systems, Inc.	Housing Strategy Rehab	\$ 70,000
Business Opportunity Systems, Inc.	Production Initiatives	80,000
Community Action, Greater Indianapolis	Housing Strategy Rehab	35,000
Community Action, Greater Indianapolis	Emergency Home Repair	90,000
Concord Center Association	Housing Strategy Rehab	65,000
Dayspring Center	Production Initiatives	9,000
Eastside Community Investments, Inc.	Production Initiatives	30,000
Eastside Community Investments, Inc.	Acquisition Rehab	80,000
Eastside Community Investments, Inc.	Acquisition Rehab	80,000
Enda Martin Christian Center	Housing Strategy Rehab	50,000
Fountain Square & Fletcher Place Investment Corp.	Acquisition Rehab	70,000
Fountain Square Church & Community Project	Acquisition Rehab	30,000
Fountain Square Church & Community Project	Housing Strategy Rehab	60,000
Grandville Cooperative	Housing Strategy Rehab	60,000
Holy Family Shelter Trust	Production Initiatives	16,000
Interfaith Homes, Inc.	Housing Strategy Rehab	25,000
Mapleton-Fall Creek Housing Development Corp.	Production Initiatives	35,000
Mapleton-Fall Creek Housing Development Corp.	Acquisition Rehab	57,000
Mapleton-Fall Creek Housing Development Corp.	Housing Strategy Rehab	70,000
Mapleton-Fall Creek Housing Development Corp.	Emergency Home Repair	20,000
Mary Rigg Neighborhood Association	Emergency Home Repair	20,000
Mary Rigg Neighborhood Association	Housing Strategy Rehab	75,000
Near North Development Corporation	Housing Strategy Rehab	40,000
Near North Development Corporation	Acquisition Rehab	50,000
Partners for Westside Housing Renewal	Emergency Home Repair	30,000
Partners for Westside Housing Renewal	Housing Strategy Rehab	70,000
Rehab Resource	Production Initiatives	30,000
United Northwest Area Development Corp.	Acquisition Rehab	30,000
United Northwest Area Development Corp.	Emergency Home Repair	50,000
United Northwest Area Development Corp.	Housing Strategy Rehab	50,000
Westside Community Development Corp.	Acquisition Rehab	30,000
Williams, Howard & Wright, Inc.	Housing Strategy Rehab	<u>57,000</u>
TOTAL		\$1,564,000

PROPOSAL NOS. 164 and 165, 1992. The President ruled that Proposal Nos. 164 and 165, 1992 will be voted on together. PROPOSAL NO. 164, 1992. The proposal establishes the White River Greenway Development Board. PROPOSAL NO. 165, 1992. The proposal appoints members to the White River Greenway Development Board. Councillor Coughenour reported that the Public Works Committee heard Proposal Nos. 164 and 165, 1992 on April 9, 1992. By a 9-0 vote, the Committee reported Proposal No. 164, 1992 to the Council with the recommendation that it do pass as amended. By an 8-0 vote, the Committee reported Proposal No. 165, 1992 to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor McClamroch, for adoption. Proposal No. 164, 1992, as amended, and PROPOSAL NO. 165, 1992 were adopted on the following roll call vote; viz:

17 YEAS: *Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West*

0 NAYS:

12 NOT PRESENT: *Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams*

Proposal No. 164, 1992, as amended, was retitled GENERAL ORDINANCE NO. 28, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1992

A GENERAL ORDINANCE establishing the White River Greenway Development Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County, be and is hereby amended by adding a new Chapter 282 to read as follows:

CHAPTER 282. COUNCIL AGENCIES

ARTICLE III. WHITE RIVER GREENWAY DEVELOPMENT BOARD

Sec. 282-31. Legislative intent.

White River flows for 31.3 miles through the heart of Marion County, thus it is beneficial for the citizens of this community that White River and its banks become a source of beauty and pride. For the past three years a White River Improvement Task Force has worked to inventory the river, help conduct a series of successful riverbank cleanups and has labored to develop a strategic long range plan to transform the river into an object of good health, safety, beauty and pride. The council desires to assist this group of public spirited citizens by creating this board.

Sec. 282-32. Board created.

There is hereby created a White River Greenway Development Board which initially shall be a continuation of the committee existing pursuant to council Special Resolution 119, 1991.

Sec. 282-33. Powers and duties.

The board shall continue the work of the previous white river improvement task force, shall be eligible to contract for public and private funds to help accomplish its strategic goal of maintaining and improving white river within the county, may enter into mutually beneficial nonfinancial agreements with government agencies and with private entities, and shall encourage and help organize others for action to improve white river.

Sec. 282-34. Membership and officers.

(a) The board shall be comprised of sixteen (16) members: fourteen (14) members appointed annually by the city-county council to serve at its pleasure, one appointed by the Director of the Department of Public Works, and one appointed by the Director of the Department of Parks and Recreation.

(b) The board shall elect appropriate officers from among its members.

Sec. 282-35. Cooperation with agencies.

The board shall cooperate with all affected and interested governmental agencies, including the Indianapolis department of public works and the Indianapolis department of parks and recreation; which shall likewise afford the white river greenway development board all due assistance within their staff and budget limitations.

Sec. 282-36. Reports.

The board shall prepare an annual report of its activities and other relevant information by January 31 to the mayor, the Indianapolis department of public works, the Indianapolis department of parks and recreation and to the city-county council.

Sec. 282-37. Sunset.

The Board established by this Article shall cease to exist after January 31, 1998, unless the city-county council affirmatively acts to continue the board.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

April 27, 1992

PROPOSAL NO. 165, 1992 was retitled COUNCIL RESOLUTION NO. 52, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 1992

A COUNCIL RESOLUTION making appointments to the White River Greenway Development Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the White River Greenway Development Board, the Council appoints Ray R. Irvin, Ruth R. Hayes, Mary Anderson, Bob Baker, Bill Bailey, Eli Bloom, Brenda Bush, Helen Carroll, Kenneth Giffin, Kevin Hardie, Paul Jones, Bill Moldenhauer, Kevin Strunk and Steffani White.

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1992. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

PROPOSAL NO. 174, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 174, 1992. The proposal commissions a study of the Court Services Agency. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 174, 1992, as amended, was adopted on the following roll call vote; viz:

17 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West

0 NAYS:

12 NOT PRESENT: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Schneider, Short, Williams

Proposal No. 174, 1992, as amended, was retitled COUNCIL RESOLUTION NO. 53, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 1992

A COUNCIL RESOLUTION commissioning a study of the Court Services Agency.

WHEREAS, the jury pool system is maintained by the Court Services Agency for the municipal, criminal, civil and drug courts; and

WHEREAS, the Court Services Agency's main purpose is to provide jurors for jury trials in the courts in Marion County; and

WHEREAS, the agency has had to spend 1991 funds in 1990, and over \$168,000 of their 1992 funds during 1991; and

WHEREAS, the agency will soon be out of funds for jury services in its current 1992 budget; and

WHEREAS, there has been consideration given to reviewing uniformity of jury use and expenses; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council directs the Marion County Justice Agency to study the jury pool system, and to recommend optional solutions for short term and long term jury pool structure and funding.

SECTION 2. The task force is to make a public interim status report to the Council's Public Safety and Criminal Justice Committee during May, and a final report to the legislative, executive and judicial branches of Indianapolis-Marion County local government by June 24, 1992, in time for 1993 annual budget consideration.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst asked if there is a procedure to change a vote on a previously-voted-on ordinance or is it necessary to reconsider the whole ordinance. He said that he found out since he voted on Proposal No. 3, 1992 that there is no agreement between the judges, the Council and the Mayor concerning the composition of the public defender board. He said he voted on wrong information and that he believes the Council was misled.

The President said that it is highly unusual to reverse a vote for personal reasons.

Councillor West said that it is his understanding that the normal parliamentary procedure would be to make a motion to reconsider and anyone voting on the prevailing side could change his vote.

Councillor Borst said he would not make a motion to reconsider.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:08 p.m.

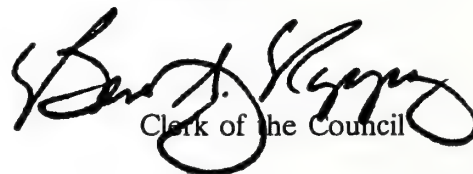
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of April, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MAY 11, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, May 11, 1992, with Councillor SerVaas presiding.

Councillor Curry led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst introduced Boy Scout Troop No. 564 from St. Barnabas in District 25.

Councillor Curry introduced former Councillor John Tinder.

Councillor Black introduced the following students who won honors at a science fair in New Orleans: Jaisun Hilliard, Toyia James, Marcus Anderson, Joyce Brewer, Jennifer Connor, Alike Goler, Nakiisa Johnson and Olon Smith. Also introduced were Andrew Crowe, President, of the local chapter of National Organization for the Professional Advancement of Black Chemists and Chemical Engineers (NOBCChE), and Leon Jett, a representative from the Children's Museum.

Councillor O'Dell introduced racecar driver, Dominic Dobson, No. 68 with the Burns Racing Team; also present with Mr. Dobson were Leon Younger, Director, Department of Parks and Recreation (DPR), and Mark Bowell, Marketing Services, DPR.

Councillor Beadling introduced Michael Solomon, first place winner in the Oratorical Contest for the Northern District of Indiana.

Councillor Howard introduced Boy Scout Troop No. 265 and its leader Herbert Hounds.

Councillor Smith introduced former police chief Kenneth Hale.

SPECIAL ORDERS - PUBLIC HEARING

The President asked for consent to hear Proposal No. 218, 1992 at this time. Consent was given.

PROPOSAL NO. 218, 1992. The proposal is a rezoning ordinance for certain property in Washington Township, Councilmanic District 7, located at 2802 Kessler Boulevard East Drive. The proposal requests the rezoning of 3.9422 acres, being in the D-3 district, to the C-1 classification to provide for commercial development. Proposal No. 218, 1992 was certified by the Metropolitan Development Commission on April 22, 1992. On April 27, 1992, Councillor Rhodes moved to schedule Proposal No. 218, 1992 for a public hearing on May 11, 1992. This motion passed by a unanimous voice vote.

The President stated that Robert Elrod, General Counsel, advised him that a preliminary conference was held with the petitioners and remonstrators on May 4, 1992, and that there was no resolution of the matter.

Councillor Rhodes stated that all the Councillors have received numerous letters from both the petitioners and remonstrators. He believes that this case has implications far-reaching in the entire City and far-reaching to many other neighborhoods. He asked the Councillors to listen to both sides very carefully.

Mary Solada, attorney for the petitioner, stated that Methodist Hospital needs the property rezoned in order to build a medical office at the site. Ms. Solada said that this property is not adjacent to any homes. Glendale Mall is to the north, IPS School No. 59 is to the west, Kessler Boulevard and Rural Street bound the site on the south and east sides. This proposal completes the land use pattern of the city block which contains Glendale Mall. The planning staff of the Department of Metropolitan Development (DMD) believe that this proposed use is an acceptable alternative to the recommended zoning in the Comprehensive Plan of Marion County's ("the Plan"). That recommendation is for high density apartments. She pointed out that the neighborhood has on two occasions opposed an apartment use of this property. It is the opinion of the professional planning staff of the Department of Transportation (DOT) that traffic should not be considered a factor in this decision. With the tree preservation plan that is proposed together with the \$80,000 landscape budget, she believes that the character of Kessler Boulevard will be preserved.

William Loveday, President and Chief Executive Officer of Methodist Hospital, stated that there is a need for primary care facilities in the community within a ten-minute drive for most patients. The location is ideal and the traffic access is almost perfect. It is near a

May 11, 1992

neighborhood, but is not in one. The design and plan use will compliment the neighborhood and he believes it will be the best long-term use for the property.

P. T. Hodgins, M.D. stated that his five-doctor family practice group will relocate in the medical facility.

Donna Gore Olson and Maury Fischer, both neighborhood area residents, support the medical facility at this site because of its convenient location.

Dorothy Miller, President of Pike Township Resident's Association, stated that the Association has worked with Michael Wiley, petitioner and developer, and she said he honors his commitments and it is her opinion that he is one of the better neighborhood developers in Pike Township.

Mary Elder, area resident, stated that Glendale Mall has not devalued the surrounding residential property and she supports the rezoning because she believes Methodist Hospital will be a good neighbor.

Ms. Solada stated that there has been an allegation made that this property has been used as a cemetery. Her office checked the official records and determined that those records indicate that the property has never been designated as a public or as a private cemetery. She also said that Methodist Hospital will be a good neighbor and will live up to its commitments. There are many area residents in favor of this project. She asked the Councillors to consider the public spirit issues which are involved and which are necessary for a great city to thrive.

Gary Bippus, attorney for the remonstrators and also a member of the North Kessler Manor Neighborhood Association, stated that Kessler Boulevard has always been residential and he hopes that it always will be. Six hundred area residents have signed petitions opposing this rezoning. Methodist Hospital considered three sites--two of them on the Keystone corridor, which the developers were not interested because, in his opinion, the Keystone corridor sites would have cost more money. The remonstrators believe that commercial development results in a domino effect and that this will be the first of many to come.

Milton Baltimore, 2633 Kessler Boulevard, East Drive, stated that he lives directly across the street from the proposed facility. The City of Indianapolis needs desirable, stable neighborhoods to keep Indianapolis the great city that it is. He is opposed to Methodist Hospital building a facility in a residential area; he believes it should be built in a commercially-zoned area.

Phyllis Newton, 5801 North Oxford Street and President of the Brockton Civic League stated that traditionally the Metropolitan Development Commission and its staff have worked to divert traffic away from schools. This proposed development, by DMD's own projection, will add tens of thousands of cars across the access routes to IPS School No. 59. There are three schools on Kessler Boulevard in three blocks. If this property is rezoned for commercial use the additional traffic would make it hazardous to enter and egress from the homes on Kessler. In 1958 the original developers of Glendale Mall promised the neighbors covenants which guaranteed a residential buffer on this property. She urged the Councillors to oppose any change in zoning.

Jim Updike, 5950 North Keystone and President of the North Kessler Manor Neighborhood Association, stated that the Association was shocked by the decision of the zoning board and shocked by the position of DMD's staff to support this proposal. He said that this decision was made months in advance without any regard to the residents' concerns. The surrounding homeowners have been cheated of the privilege and right to have an input into a decision of this magnitude. According to the Plan the neighborhood is required by law to have a residential buffer zone between it and Glendale Mall.

Jesse Poole, an area resident, stated that this is an historic decision because its impact will be felt not only today but in the future and in many parts of the city. Kessler Boulevard is a tradition and traditions are hard to come by today.

Ed Smith, Principal of Bishop Chatard High School, stated that the vast majority of Chatard's students come by way of Kessler Boulevard, which is an already busy thoroughfare. He estimates that there will be 300 to 500 more vehicles if this medical facility is allowed to be built at Kessler and Rural. He believes a better location could be found.

Mr. Bippus informed the Council that State Representatives Paul Mannweiler and John Ruckelshaus, Washington Township Trustee Ray Paschke and Washington Township Assessor Richard Cunningham are present and support the remonstrators.

John Tinder, 3003 East Kessler Boulevard, said that, in his opinion, this is bad zoning because the petitioner has not shown clear reason that the neighborhood would be helped by this rezoning. He said there has been no change in the area that would justify deviating from the Plan. It is his opinion that DMD did not give the neighborhoods fair input into this decision.

Mr. Bippus said that the remonstrators are here to ask the Councillors to vote against this rezoning.

Ms. Solada said that the Plan is a guideline for development in this county. She asked the Councillors to defer to the professional staff of DMD, who have reviewed this and have not deemed there to be any traffic safety uses involved with this project.

The President asked if there is anyone from the general public not a member of either of these groups who wished to testify.

Greg Jarvis, 4231 Kessler Lane, East Drive, and President of Eastwood Neighborhood Association, representing approximately 500 residents, stated that the association is opposed to this zoning. A decision to commercially rezone land along Kessler Boulevard is not one to be taken lightly since it indicates a lack of concern for the surrounding neighborhoods. He is a former urban planner with DMD and said that when Kessler Boulevard was planned and conceived in the 1940's it was to be a wide street with attractive views and as an uncongested, non-commercial boulevard.

Ruth Hayes, President of the Nora Northside Community Council, stated that the Plan is supposedly the rule by which everyone plays. The burden of proof is upon the petitioner and she has not heard anything that has changed in the neighborhood since that Plan was adopted that would justify the reclassification of that property. That corner is zoned

residential. And if the residents say that is what they want, then there should be no change until the Plan is reviewed, renewed or redone.

Councillor Borst stated that there have been several updates to the Plan since 1954 but no one has ever asked it to be changed; the zoning has stayed D-3 through all the reviews.

Councillor Williams asked what was the rationale behind the recommendation to deviate from the Plan, and what makes this project an appropriate buffer.

Tamara Tracy, Senior Planner, Division of Development Services, DMD, stated that every city is comprised of commercial, industrial and residential uses and where they come together there is usually friction. The intention of the Plan is to buffer the residential areas to the south and to the east from Glendale Mall to the north. The commitments in association with this rezoning meet many of the criteria and issues DMD has, specifically buffering and landscaping. This medical facility is an acceptable deviation that would fulfill the objective of the Plan. This rezoning will balance the development needs of the community and the neighborhood needs of the community.

Councillor Ruhmkorff asked if there is actually a cemetery located on the property.

Mr. Paschke responded that the first merchant in Broad Ripple is buried at that location and that it has been used as a family plot.

Ms. Solada said that if the developer in the course of excavation discovers any remains or evidence that the property has been used as a cemetery, the Department of Natural Resources has to be notified and it will then issue a cease and desist order and the developer has to comply with whatever orders are handed down.

Councillor Short stated that he supports the petitioner's request for rezoning. He believes Methodist Hospital would be a good neighbor and it is a good corporate citizen in the community.

Councillor Rhodes said that this neighborhood remained residential through all the Plan reviews because the residents of the neighborhood wanted it to stay residential. He believes this rezoning threatens the entire length of Kessler Boulevard. There has never been any commercial development on Kessler Boulevard since the Plan was adopted and there never should be. If this rezoning is approved, the adjacent locations will be rezoned--it will have the domino effect. It has happened on 62nd Street, 38th Street, 46th Street, and it has happened along Keystone. There are alternate locations along the Keystone corridor where this medical facility could be located that are already zoned commercial, although they would cost a developer more money. This is not the right answer; this is not good zoning. The Plan recommends residential development for this property and the neighborhood supports the Plan. A message needs to be sent to the Metropolitan Development Commission and to the DMD staff that neighborhoods are the backbone of this City, that they should not be ignored, that their support and involvement in the planning process is crucial to the vitality of this City. Any deviation from the Plan should have massive neighborhood support, not opposition. He urged the Councillors to reject the creeping commercialization of Kessler Boulevard.

The President reminded the Councillors that to sustain the lower body will take 12 green votes; to reject the lower body will take 18 red votes. The Commission's decision was sustained and Proposal No. 218, 1992 was approved by the following roll call vote; viz:

12 YEAS: Boyd, Franklin, Golc, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Short, Smith, Williams

16 NAYS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, McClamroch, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, West

1 NOT VOTING: Hinkle

Councillor Hinkle stated that because of his association with a company involved in the sale of the land in question, and upon advice from Corporation Counsel, he abstained due to a conflict of interest.

Proposal No. 218, 1992 is identified as follows:

REZONING ORDINANCE NO. 47, 1992. 92-Z-16 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.
2802 KESSLER BOULEVARD EAST DRIVE (approximate address), INDIANAPOLIS.
MICHAEL F. WILEY, by Mary D. Solada, requests the rezoning of 3.9422 acres, being in the D-3 District, to the C-1 classification to provide for commercial development.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 11, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

April 28, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 30, 1992, a copy of NOTICE of a PUBLIC HEARING on Proposal Nos. 193, 194, 198, 200, 201, 202, 203, 204 and 218, 1992, to be held on Monday, May 11, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 11, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 19, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$669,808 in the Sanitation General Fund for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

SPECIAL RESOLUTION NO. 25, 1992, memorializing Major Paul J. "Joe" Ernst.

SPECIAL RESOLUTION NO. 26, 1992, recognizing Patsy McCormick's work for abused women.

SPECIAL RESOLUTION NO. 27, 1992, recognizing Indianapolis convention business.

SPECIAL RESOLUTION NO. 28, 1992, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

SPECIAL RESOLUTION NO. 29, 1992, authorizing the amendment of S.R. No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to October 31, 1992.

SPECIAL RESOLUTION NO. 30, 1992, authorizing the amendment of S.R. No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division GMC to October 31, 1992.

SPECIAL RESOLUTION NO. 31, 1992, approving an inducement resolution for Park Tudor Foundation, Inc. in an amount not to exceed \$4,500,000 for the acquisition, construction, installation and equipping of additions to the existing facilities located at 7200 North College Avenue.

SPECIAL RESOLUTION NO. 32, 1992, approving an inducement resolution for National Benevolent Association, Robin Run Village Phase II, in an amount not to exceed \$10,500,000 for the acquisition, construction, installation and equipping of the elderly multi-family residential rental housing units, and related facilities located at 5354 West 62nd Street.

SPECIAL RESOLUTION NO. 33, 1992, approving an amendment to the Central Garage Lease between the City and the Building Authority.

SPECIAL RESOLUTION NO. 34, 1992, establishing a \$500 petty cash fund to be placed in the Controller's custody for the use of the Mayor's Office, Finance Division (Controller), Legal Division, Human Resources Division, and Central Purchasing Division.

GENERAL ORDINANCE NO. 25, 1992, creating a public defender board and agency.

GENERAL ORDINANCE NO. 26, 1992, reorganizes and expands the internal audit functions by establishing an Internal Audit Agency to replace the division of internal audit.

GENERAL ORDINANCE NO. 27, 1992, amending the Code concerning taxi fares for the 500-Mile Race.

GENERAL ORDINANCE NO. 28, 1992, establishing the White River Greenway Development Board.

SPECIAL ORDINANCE NO. 3, 1992, authorizing the amendment of previously executed bond documents relating to \$695,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1990 (Mobile Drilling Company, Inc. Project).

SPECIAL ORDINANCE NO. 4, 1992, authorizing the amendment of documents relating to the previously issued \$8,100,000 City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 27, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 246, 1992. This proposal, sponsored by Councillor Golc, recognizes The Kroger Company and Indianapolis Public School (IPS) Daniel Webster School No. 46 Partners in Education. Donald Payton, Indianapolis Public School Board member, read the resolution. Councillor Golc presented copies of the document to Phyllis Xmel, principal of School No. 46; Betty McCarty, regional director, IPS; Sonya Saunders and Terri Penelton, representing The Kroger Co. Ms. Xmel expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Giffin, for adoption. Proposal No. 246, 1992 was adopted by unanimous voice vote.

Proposal No. 246, 1992 was retitled SPECIAL RESOLUTION NO. 35, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 1992

A SPECIAL RESOLUTION recognizing The Kroger Company and IPS Daniel Webster School No. 46 Partners in Education.

WHEREAS, it is fashionable today to complain about the schools, but The Kroger Company has actively put its human and financial resources to work for the children at Indianapolis Public Schools Daniel Webster School No. 46 under the auspices of Partners in Education of the Indianapolis Chamber of Commerce; and

WHEREAS, the Kroger Company "adopted" this urban elementary school and uses a variety of practical, hands-on, activities such as scholarships for students who meet strict criteria, awards for attendance and reading books, sponsored the school's first-ever science fair, furnished cookies for birthdays, toured the Indianapolis Motor Speedway, Conner Prairie and the Indianapolis Zoo, gave ice cream for those with perfect attendance, organized after-school basketball and career awareness job shadowing experiences, and allowed the students to ride on Kroger's Indianapolis 500 parade float; and

WHEREAS, the award-winning partnership has already resulted in an outstanding 96% school attendance rate, high school morale, improved behavior and citizenship, and has increased academic performance; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and applauds the partnership program between The Kroger Company and IPS Daniel Webster School No. 46.

SECTION 2. The Council hopes that more businesses and concerned individuals will take it upon themselves to become involved in similar practical actions to improve the educational experiences of school children.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

May 11, 1992

PROPOSAL NO. 247, 1992. This proposal, sponsored by Councillor Gilmer, recognizes Pike Township High School's centennial year. Councillor Gilmer stated that he will present the resolution at a school board meeting in June. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal No. 247, 1992 was adopted by unanimous voice vote.

Proposal No. 247, 1992 was retitled SPECIAL RESOLUTION NO. 36, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 36, 1992

A SPECIAL RESOLUTION recognizing Pike Township School's centennial year.

WHEREAS, the senior Class of 1992 of the Metropolitan School District of Pike Township, Marion County, Indiana, is the 100th senior class to graduate from a Pike Township High School, originally called New Augusta High School, and commissioned prior to the turn of the Twentieth Century; and

WHEREAS, this class is symbolic of the rich heritage of the Pike Township school community, a community that has consistently nurtured and financially supported excellence in education for its students; and

WHEREAS, many members of this year's class are second, third, and even fourth generation graduates to receive diplomas from a Pike Township high school; and

WHEREAS, the entire Pike Township school community, located in the metropolitan area of Indianapolis, takes great pride in this historic event that comes at a time of rapid growth and blending of newer family residents with longtime families of this once rural farming community; and

WHEREAS, this fast growing suburban community has never lost touch with the needs of the individual student; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends the 1992 Pike High School graduating class for its special and unique place in the rich heritage of the Pike Township school community, and recognizes the previous 99 graduating classes of this proud school district.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 248, 1992. This proposal, sponsored by Councillor Beadling, recognizes Methodist Hospital's Life Line medical helicopter service. Councillor Beadling read the resolution and will present the resolution to Life Line at a later date. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 248, 1992 was adopted by unanimous voice vote.

Proposal No. 248, 1992 was retitled SPECIAL RESOLUTION NO. 37, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1992

A SPECIAL RESOLUTION recognizing Methodist Hospital's Life Line medical helicopter service.

WHEREAS, on July 15, 1979, Indiana history was made when the state's first hospital-based helicopter lifted into the air from the roof of Methodist Hospital in Indianapolis; and

WHEREAS, Methodist's Life Line is an airborne emergency room which annually transports 1,200 seriously ill and injured patients from motor vehicle accidents, falls, poisonings, overdoses, burns, cardiovascular maladies, the "Indianapolis 500" race, and other emergency cases to Methodist Hospital and to other major hospitals; and

WHEREAS, during May, 1992, a Methodist Life Line helicopter will transport its 10,000th patient from an accident site or hospital somewhere in Indianapolis or central Indiana; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Methodist Hospital's Life Line service, and salutes their milestone celebration of 10,000 emergency errands of mercy flights.

SECTION 2. The Council commends the skill and dedication of Life Line staff members: Dr. William Rutherford, Debbie Schutz, Michael Mattera, Randy Chadd, Brian Miller, Tom Horner, Bill Baxter, John Berthiaume, Gene Berthiaume, Bill O'Brien, Linda Kelley, Angi Fiege, Richard Tryon, Jane Mounts, Brenda Russell, Kathy Beretta, Ann Guckenberger, Lori Swoboda, Annette Spencer, Pam Barker, Barb Whetstone, Bruce Eccles, Jill Perry, Rusty McQuiston, Steve Bradley, Dave Truex, Brian Perisho, Mike Beeles, Rick Rogers, Stacy Conkin, Dave Henninger, Howard Stahl, and Dan Chubb.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 192, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 192, 1992 on May 4, 1992. The proposal appoints Nelson S. Hart to the Audit Committee. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 192, 1992 was adopted by unanimous voice vote.

Proposal No. 192, 1992 was retitled COUNCIL RESOLUTION NO. 55, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 55, 1992

A COUNCIL RESOLUTION appointing Nelson S. Hart to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council appoints:

Nelson S. Hart

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 199, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 199, 1992 on April 29, 1992. The proposal appointing David T. Smith to the Marion County Community Corrections Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 199, 1992 was adopted by unanimous voice vote.

Proposal No. 199, 1992 was retitled COUNCIL RESOLUTION NO. 56, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 56, 1992

A COUNCIL RESOLUTION appointing David T. Smith to the Marion County Community Corrections Advisory Board.

May 11, 1992

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

David T. Smith

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 207, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 207, 1992 on April 30, 1992. The proposal appoints Arno Haupt to the Board of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor McClamroch, for adoption. Proposal No. 207, 1992 was adopted by unanimous voice vote.

Proposal No. 207, 1992 was retitled COUNCIL RESOLUTION NO. 57, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 57, 1992

A COUNCIL RESOLUTION appointing Arno Haupt to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Arno Haupt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 228, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$60,000 for Voters Registration to purchase computer equipment and to pay for reprogramming and remodeling costs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 229, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the Controller, the Auditor and the Treasurer to transact business through the use of electronic funds transfer"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 230, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$100,000 for the Prosecuting Attorney to cover the computer system linkup charges between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 231, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$5,000 for the Prosecuting Attorney to utilize a state grant to pay the salary of a part-time juvenile victim advocate"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 232, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$33,011 for the Superior Court, Juvenile Division/Detention Center, to pay the salaries of an additional court reporter and a bailiff"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 233, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,400 for the Superior Court, Criminal Division, Room One, to pay for a salary increase due to a job reclassification"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 234, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$37,500 to cover public defender expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 235, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning rabies control"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 236, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE requiring an 8% reduction in budgeted expenditures from the County General Fund"; and the President referred it to the Rules and Public Policy Committee.

President SerVaas stated that as a result of adverse economic conditions, decreasing revenues, and subsequent depletion of cash reserves there will be insufficient resources in the county budget to support current spending levels. Proposal No. 236, 1992 directs the County Auditor to reduce the 1992 budgets of all county agencies by 8%. The Rules and Public Policy Committee will hear this proposal at their meeting on May 19, 1992.

PROPOSAL NO. 237, 1992. Introduced by Councillors Curry and Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning vehicle taxes in Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 238, 1992. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Chapel Bend subdivision (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 239, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

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authorizing a traffic signal at the intersection of Doubletree Drive and Michigan Road (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 240, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the access drive (south) and Harcourt Road (8400 N.) (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 241, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the east side of College Avenue from 225 feet south of 42nd Street to 225 feet north of 42nd Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 242, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 49th Street to 275 feet north of 49th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 243, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 52nd Street to 290 feet north of 52nd Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 244, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 54th Street to 290 feet north of 54th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 245, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting a one-way southbound traffic flow on Pierson Street between Fall Creek Parkway, South Drive and 22nd Street; and by authorizing intersection controls at Fall Creek Parkway, South Drive, and Pierson Street (District 22)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 225, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 225, 1992 on May 6, 1992. The proposal authorizes the amendment of S.R. No. 43, 1991, as amended, to extend the expiration date on the Inducement Resolution for Meadow Farms Industries, Inc. to November 30, 1992. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal No. 225, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Golc, Rhodes*

Proposal No. 225, 1992 was retitled SPECIAL RESOLUTION NO. 38, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 38, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 43, 1991, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-6-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 43, 1991, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Meadow Farms Industries, Inc. (the "Company") which Inducement Resolution set an expiration date of April 30, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1992, contained therein and replacing said date with the date of November 30, 1992.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 226, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 226, 1992 on May 6, 1992. The proposal approves the sale of City of Indianapolis, Indiana Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project) in the aggregate principal amount of \$4,500,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 226, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Black, Golc, Rhodes*

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Proposal No. 226, 1992 was retitled SPECIAL ORDINANCE NO. 5, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1992

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project), in the aggregate principal amount of Four Million Five Hundred Thousand Dollars (\$4,500,000.00), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project) in the aggregate principal amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) (the "Series 1992 Bonds") pursuant to a Trust Indenture (The "Indenture") dated as of May 1, 1992, between the Issuer and Bank One, Indianapolis, NA acting as Trustee (the "Trustee") in order to obtain funds to lend to Park Tudor Foundation, Inc. (the "Company") pursuant to a Loan Agreement (the "Loan Agreement") dated as of May 1, 1992, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the acquisition, construction, installation and equipping of an addition to the Company's existing facilities consisting of (i) an approximately 55,070 square foot building which will be used as a gymnasium/physical education facility, a lobby, locker rooms and miscellaneous facilities; (ii) an auxiliary storage building, and; (iii) tennis courts; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition and installation of machinery, equipment, fixtures and furnishings for use in the facilities; and to pay a portion of the costs of issuance of the Series 1992 Bonds (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1992 Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Series 1992 Bonds as the same become due and payable and to pay administrative expenses in connection with the Series 1992 Bonds; and

WHEREAS, pursuant to the Indenture, the Issuer will assign certain of its rights under the Loan Agreement as security for the Series 1992 Bonds; and

WHEREAS, INB National Bank (the "Bank"), will issue a Letter of Credit (as defined in the Indenture) in favor of the Trustee, for the account of the Company, obligating the Bank to pay to the Trustee during the periods described therein, upon request and in accordance with the terms thereof, the amounts described therein for the purpose of making certain payments on or with respect to the Series 1992; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), on May 6, 1992 has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Preliminary Official Statement (the "Preliminary Official Statement"); 4) the form of the Series 1992 Bonds; 5) the Bond Purchase Agreement among the Company, Issuer, and McDonald & Company Securities, Inc. (the "Underwriter") (the "Bond Purchase Agreement"); and 7) the Letter of Representations to The Depository Trust Company (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted on the aforementioned date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Series 1992 Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion

of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending of such matters.

SECTION 4. The Issuer shall issue its Series 1992 Bonds in the aggregate principal amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Series 1992 Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement in the principal amount equal to the principal amount of the Series 1992 Bonds which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1992 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1992 Bonds to the Underwriter at a price not less than 98% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed the Maximum Rate as defined in the Indenture. In addition to the use of the Preliminary Official Statement by the Underwriter, the use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein, but containing the information permitted to be omitted from the nearly final Official Statement by the SEC Rule, is approved for use and distribution in connection with the marketing of the Series 1992 Bonds. Pursuant to the Indenture the Issuer appoints McDonald & Company Securities, Inc. as the initial Remarketing Agent.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1992 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1992 Bonds to the Underwriter, payment for which will be made in the manner set forth in the Financing Documents. The Series 1992 Bonds shall, as set forth in the Indenture, be dated their date of initial delivery, provided, however, that such date shall be not later than ninety (90) days after the date of adoption of this special ordinance by this Council. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Series 1992 Bonds and after the issuance of said Series 1992 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1992 Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 227, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 227, 1992 on May 6, 1992. The proposal is an inducement resolution for Herff Jones, Inc. in an amount not to exceed \$5,000,000 for the acquisition, construction, installation and equipping of a building containing approximately 69,000 square feet to be located at 4500 West 62nd Street. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Mullin, for adoption. Proposal No. 227, 1992 was adopted on the following roll call vote; viz:

May 11, 1992

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Golc, Rhodes*

Proposal No. 227, 1992 was retitled SPECIAL RESOLUTION NO. 39, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1992

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Herff Jones, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of a building containing approximately 69,000 square feet to be located at 4500 West 62nd Street, Indianapolis, Marion County, Indiana an approximately 3 acres of land which will be used primarily for the manufacturing of high school and college class rings, medals, awards and commercial recognition products; the acquisition of machinery, equipment and furnishings for use in the facility; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (three hundred and fourteen (314) jobs) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment (three hundred and fourteen (314) jobs) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Five Million Dollars (\$5,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires

November 30, 1992, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 249-251, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 7, 1992". The Council did not schedule Proposal Nos. 249-251, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 249-251, 1992 were retitled REZONING ORDINANCE NOS. 48-50 1992 and are identified as follows:

REZONING ORDINANCE NO. 48, 1992. 92-Z-25 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT #05.

10703 EAST 63RD STREET (approximate address), INDIANAPOLIS.

PAUL W. STEWART, by Thomas Michael Quinn, requests the rezoning of 44.04 acres, being in the D-A and PK-1 Districts, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 49, 1992. 92-Z-32 CENTER TOWNSHIP
COUNCILMANIC DISTRICT #16.

420 WEST MICHIGAN STREET (approximate address), INDIANAPOLIS.

MICHAEL J. FEENEY requests the rezoning of 0.02 acre, being in the I-3-U District, to the CBD-2 classification to provide for a residential apartment building.

REZONING ORDINANCE NO. 50, 1992. 92-Z-33 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT #23.

5245 PACIFIC STREET (approximate address), BEECH GROVE.

WORTHMORE ACADEMY, INC., by Joseph M. Scimia, requests the rezoning of 13.75 acres, being in the C-S and SU-34 Districts, to the SU-2 classification to provide for the development of a private school.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 193, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 193, 1992 on May 4, 1992. The proposal transfers and appropriates \$20,000 for the City-County Council to pay legal fees relating to cable franchise matters. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes said that since the Committee hearing, he has learned that the outside legal fees for this cable matter will be paid directly from the Department of Administration's (DOA) budget.

Councillor West said that Joseph Loftus, the liaison between the Mayor and the Council, told him that the Mayor's administration did not want to transfer the \$20,000 since it was already in DOA's budget and DOA would pay for the legal fees; therefore, the Controller will not agree to the transfer.

Councillor McClamroch asked what is the \$20,000 for and to whom is it payable.

The President said that the \$20,000 is part of the anticipated legal fees relating to cable franchising operations, and will partially be used for outside counsel. It is not payable to anyone right now; it is a transfer.

Councillor McClamroch asked if the Council has the authority to contract with outside counsel. Councillor West responded affirmatively.

Councillor McClamroch asked if this will be payable directly to the outside counsel. Councillor West replied that a transfer is never payable to anyone. The Council has an agreement with the Mayor to contract with outside counsel, which is Miller and Holbrook in Washington, D.C.

Councillor Coughenour asked Robert Elrod, General Counsel, if there is any reason why this transfer cannot be made.

Mr. Elrod responded that to the best of his knowledge there has been the following sequence of events: (1) An agreement was negotiated to hire outside counsel for assistance on the MaxTel cable refranchising matter for a maximum sum of \$12,000. (2) At this point the agreement is for a joint contract between the Council and the Mayor's administration. (3) The position of the Mayor's administration is that payment will be made directly from DOA's budget where these funds are currently residing. (4) Proposal No. 193, 1992 was originally drafted by the Council staff with the understanding that the City would consent to the transfer of the funds. (5) The City is not willing now to consent to the transfer of funds. Mr. Elrod further said that the law does not give the Council authority to transfer funds in a City budget without the agency's consent.

Councillor Coughenour asked for his opinion on the matter. Mr. Elrod responded that he has always taken the position that Council could not reduce someone's budget without the consent of the fiscal officer who has control of that budget.

Councillor Williams said that her concern has to do with who is the client because the client is the person who pays the bill. If DOA is going to do the retaining, then the City will be the client; if the Council needs counsel, then Council needs to do the retaining with money out of its budget. She said, however, that she understood that there was an agreement that the transfer would be made.

Councillor Black said that the Committee voted to pass this proposal unanimously. If there are any changes to be made, he feels that it should be referred back to Committee; if there are no changes, then the Council should vote on the proposal as it came out of Committee.

Councillor Ruhmkorff said that at the Committee meeting James Steele, City Controller, confirmed that he would transfer the money. If he has changed his mind, she believes the proposal should be sent back to Committee.

Councillor Schneider asked why the City cannot hire the law firm. The President responded that it is the Council's responsibility to handle franchise matters, not the City's.

Councillor Dowden said that since DOA has the money in its budget and it is going to hire the law firm, he believes it would be inappropriate for the Council to attempt to transfer that money. He said that the responsible action would be to either table or strike Proposal No. 193, 1992.

Councillor Curry made the following three points: (1) the City-County Council is the franchising agency for cable, (2) in 1991 during the 1992 budget hearings, the money for the administration of the cable business was placed in DOA's budget by Council choice, and (3) the Administration and Finance Committee had an open public hearing and both Mr. Steele and Mr. Loftus were present and both agreed to this transfer. He recommended that Proposal No. 193, 1992 be passed as it came out of Committee.

Councillor Howard said that a message should be sent to the Controller that he does not control the Council; he is not an elected official.

Councillor Beadling said that she believes that the proposal should be voted on as it came out of Committee.

Councillor Moriarty asked Mr. Loftus to respond to this matter.

Mr. Loftus said that he stated at the Administration and Finance Committee meeting that DOA would not authorize the transfer of those funds, but rather that the Mayor would work with the Council to provide Council the requisite legal assistance in this matter.

Sue Beesley, Corporation Counsel, said that the contract has been drafted so that both the City and the Council are the clients.

Councillor Mullin asked Mr. Steele why he will not transfer the funds. Mr. Steele responded that there is a misconception that he approved the transfer at the Committee meeting. He said that he did not agree that the money could be transferred because he was concerned about the Council's authority to do such a transaction.

Councillor Dowden asked Ms. Beesley if City Legal has agreed to hire the Washington law firm that the Council wants. Ms. Beesley replied affirmatively.

Councillor Rhodes said that he agrees with Councillor Williams that the person who pays the bills, directs the work. He recommended that the Council vote to pass Proposal No. 193, 1992.

The President called for public testimony at 10:46 p.m. There was no one present to testify. Proposal No. 193, 1992 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Howard, Jimison, Jones, O'Dell, Ruhmkorff, SerVaas, Shambaugh, West, Williams

May 11, 1992

9 NAYS: Dowden, Giffin, Hinkle, McClamroch, Moriarty, Mullin, Schneider, Short, Smith
2 NOT VOTING: Golc, Rhodes

Proposal No. 193, 1992 was retitled FISCAL ORDINANCE NO. 20, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Twenty Thousand Dollars (\$20,000) in the City General Fund for purposes of the City-County Council and reducing certain other appropriations in the City General Fund for the Department of Administration.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01, of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the City-County Council to pay legal fees relating to cable franchise matters.

SECTION 2. The sum of Twenty Thousand (\$20,000) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CITY-COUNTY COUNCIL</u>	<u>CITY GENERAL FUND</u>
3. Other Services and Charges	\$20,000
TOTAL INCREASE	\$20,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF ADMINISTRATION</u>	<u>CITY GENERAL FUND</u>
3. Other Services and Charges	\$20,000
TOTAL REDUCTION	\$20,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 194, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 194, 1992 on May 4, 1992. The proposal appropriates \$178,976 for the County Treasurer to pay remodeling costs. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Mary Buckler, County Treasurer, stated that she wanted to make a statement for the record that this money is not for remodeling costs, \$88,000 was in Character 3 under obligation to the Building Authority, \$90,000 was in Character 4 for mailing equipment. Proposal No. 194, 1992 moves this money that has already been encumbered in the County General Funds over into the Cumulative Capital Fund.

The President called for public testimony at 10:54 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Ruhmkorff for adoption. Proposal No. 194, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West
2 NAYS: Hinkle, Williams
3 NOT VOTING: Dowden, Golc, Schneider

Proposal No. 194, 1992 was retitled FISCAL ORDINANCE NO. 21, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Seventy-eight Thousand Nine Hundred Seventy-six Dollars (\$178,976) in the Cumulative Capital Development Fund for purposes of the County Treasurer and reducing the unappropriated and unencumbered balance in the Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (i) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Treasurer to pay remodeling costs.

SECTION 2. The sum of One Hundred Seventy-eight Thousand Nine Hundred Seventy-six Dollars (\$178,976) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY TREASURER</u>	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	<u>\$178,976</u>
TOTAL INCREASE	\$178,976

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Cumulative Capital Development Fund	<u>\$178,976</u>
TOTAL REDUCTION	\$178,976

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 198, 1992. The proposal appropriating \$7,140 for the County Recorder to make the annual payment for leased vault space. Councillor Borst asked for consent to postpone the proposal until May 26, 1992. Consent was given.

PROPOSAL NO. 200, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 200, 1992 on April 29, 1992. The proposal appropriates \$14,227 for the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 200, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West*

0 NAYS:

6 NOT VOTING: *Coughenour, Golc, Hinkle, Rhodes, Smith, Williams*

May 11, 1992

Proposal No. 200, 1992 was retitled FISCAL ORDINANCE NO. 22, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fourteen Thousand Two Hundred Twenty-seven Dollars (\$14,227) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant.

SECTION 2. The sum of Fourteen Thousand Two Hundred Twenty-seven Dollars (\$14,227) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$14,227
TOTAL INCREASE	\$14,227

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$14,227
TOTAL REDUCTION	\$14,227

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 201, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 201, 1992 on April 29, 1992. The proposal appropriates \$700 for the Presiding Judge of the Municipal Court to cover the costs of a graduation ceremony for probationers who passed the GED examination funded by private grants. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 201, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Hinkle*
3 NOT VOTING: *Coughenour, Golc, Rhodes*

Proposal No. 201, 1992 was retitled FISCAL ORDINANCE NO. 23, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seven Hundred Dollars (\$700) in the County Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to cover the costs of a graduation ceremony in honor of Municipal Probation Department Probationers who have completed the GED program and have passed the GED examination funded by grants from Lilly Endowment, Inc., Indiana Pacers, and Melvin Simon & Associates.

SECTION 2. The sum of Seven Hundred Dollars (\$700) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>COUNTY GRANTS FUND</u>
2. Supplies	\$635
3. Other Services and Charges	<u>65</u>
TOTAL INCREASE	\$700

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$700</u>
TOTAL REDUCTION	\$700

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 202, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 202, 1992 on April 29, 1992. The proposal appropriates \$288,381 for the Presiding Judge of the Municipal Court to hire additional public defenders and support staff. By a 4-3 vote, the Committee moved that the proposal be tabled. Councillor Dowden asked for consent to postpone Proposal No. 202, 1992. Consent was given.

PROPOSAL NO. 203, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 203, 1992 on April 29, 1992. The proposal transfers and appropriates \$364,604 for the County Auditor to pay for the Automated Finger Printing System. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 203, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*

3 NAYS: *Hinkle, Short, Williams*

4 NOT VOTING: *Black, Coughenour, Golc, Rhodes*

May 11, 1992

Proposal No. 203, 1992 was retitled FISCAL ORDINANCE NO. 24, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Three Hundred Sixty-four Thousand Six Hundred and Four Dollars (\$364,604) in the Cumulative Capital Development Fund for purposes of the County Auditor and transferring funds from the County Sheriff and reducing the unappropriated and unencumbered balance in the Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to pay for an Automated Finger Printing System.

SECTION 2. The sum of Three Hundred Sixty-four Thousand Six Hundred and Four Dollars (\$364,604) be, and the same is hereby appropriated for the purposes as shown in Section 3 by transferring certain appropriations and reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	\$364,604
TOTAL INCREASE	\$364,604

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	\$114,504
Unappropriated and Unencumbered Cumulative Capital Development Fund	250,100
TOTAL REDUCTION	\$364,604

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 204, 1992. The proposal appropriates \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services. Councillor Dowden asked for consent to postpone the proposal until May 26, 1992. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NOS. 169 and 211, 1992. Councillor Gilmer asked for consent to vote on these two transportation proposals together. Consent was given. PROPOSAL NO. 169, 1992. The proposal amends the Code by deleting a one-way traffic flow on McCrea Street between Georgia Street and Jackson Place, North Drive; and by authorizing intersection controls at Georgia Street and McCrea Street and at Jackson Place and McCrea Street (District 21). PROPOSAL NO. 211, 1992. The proposal amends the Code by authorizing a weight limit restriction on a segment of Alabama Street, from Fort Wayne Avenue to 16th Street (District 22). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 169 and 211, 1992 on May 6, 1992. By an 8-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Short, for adoption. Proposal Nos. 169 and 211, 1992 were adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, West, Williams*

1 NAY: *Curry*

4 NOT VOTING: *Dowden, Golc, Schneider, Shambaugh*

Proposal No. 169, 1992 was retitled GENERAL ORDINANCE NO. 29, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1991

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated, and Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

SOUTHBOUND
McCrea Street, from Georgia Street
to Jackson Place, North Drive

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 15	Jackson Pl., N. Dr. & McCrea St.	None	None

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 15	Georgia St. & McCrea St.	Georgia St.	Stop
25, Pg. 15	Jackson Pl. & McCrea St.	Jackson Pl.	Stop

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 211, 1992 was retitled GENERAL ORDINANCE NO. 30, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT
Alabama Street, from
Fort Wayne Avenue to Sixteenth Street

May 11, 1992

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:04 p.m.


We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 11th day of May, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MAY 26, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m. on Monday, May 26, 1992, with Councillor SerVaas presiding.

Councillor Moriarty led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Giffin

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Beadling introduced Alan and Enid Marow from Suffolk, England.

Councillor Black introduced Anthony and April Black, his son and granddaughter. April won honors in the Marion County Math contest for seventh graders.

Councillor Dowden introduced Kenny Sanders, Al Blanken, Dan Skinner, Jim Peachey, Gerald E. Coverstone, Walter Wells, John Flack, Everett McFarland, Jr., Curtis Willis and Glenn Jones. They are veterans of the Korean War and present tonight for Proposal No. 161, 1992 which designates a portion of Vermont Street as the "Korean War Memorial

Way." Councillor O'Dell displayed the framed photocopy of the Chosin Star, a painting by John Flack which will hang in the City-County Council office.

Councillor Williams informed the members of the Council that the Arsenal Tech Constitution team, which was presented a special resolution on February 24, 1992 for winning the state Constitution and Bill of Rights contest, have since placed third at the national competition.

Councillor Howard acknowledged the presence of several employees from the Voters Registration office.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Curry asked for consent to amend the agenda by advancing Proposal No. 236, 1992. Councillor O'Dell asked for consent to advance Proposal No. 161, 1992. Consent was given to advance both proposals and accept the proposed agenda as amended.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 11, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 267, 1992. This proposal, sponsored by Councillor Borst, recognizes Josephine "Jo" Hauck. Councillor Borst read the resolution and presented a framed document to Ms. Hauck, who expressed appreciation for the recognition. Kenny Hauck, her husband, was also present. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 267, 1992 was adopted by unanimous voice vote.

Proposal No. 267, 1992 was retitled SPECIAL RESOLUTION NO. 40, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 1992

A SPECIAL RESOLUTION recognizing Josephine "Jo" Hauck.

WHEREAS, one memorable day, thirty years ago, Josephine "Jo" Hauck was asked to take a one-year job to help organize the 500 Festival Associates office; and

WHEREAS, that challenge became a full-time position, and crusade, that continued for thirty years duration; and

WHEREAS, Jo Hauck's three decades as Executive Director of the 500 Festival Associates, along with the Board of Directors, hundreds of members, and thousands of volunteers, have made the Month of May in Indianapolis the admiration of America; and

WHEREAS, this year's 500 Festival Parade on May 23, will have the cooperation of the Disney company, something that Disney does with no other city; will attract 450,000 spectators; and will be viewed on television by 20 million people--the second most watched parade in America; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

May 26, 1992

SECTION 1. The Indianapolis City-County Council recognizes and thanks Josephine "Jo" Hauck for her skill, dedication and hard work during the past thirty years in transforming the pre-500 Mile Race from some fragmented events into a well-organized package which all local citizens and race fans can be extremely proud.

SECTION 2. "Things" do not just happen; it takes people like Jo Hauck and the 500 Festival Associates Directors, members, and volunteers to make May in Indianapolis an orchestrated month of 500 Race related events.

SECTION 3. The Council wishes Jo along with her husband, Kenneth, well in the future.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 268, 1992. This proposal, sponsored by Councillors Golc, Borst and Jones, recognizes the White River Park State Games. Councillor Jones read the resolution and presented a framed document to Jim Titus, executive director of the White River Park State Games, who expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Borst, for adoption. Proposal No. 268, 1992 was adopted by unanimous voice vote.

Proposal No. 268, 1992 was retitled SPECIAL RESOLUTION NO. 41, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1992

A SPECIAL RESOLUTION recognizing the White River Park State Games.

WHEREAS, the White River Park State Games, which are conducted by the Indiana Sports Corporation, celebrates the tenth anniversary of providing amateur sports competition in the tradition of the Olympic Games and the Pan American Games; and

WHEREAS, more than 156,000 Hoosiers have participated in the State Games, and over 20,000 young and old are expected to compete in the June 26-28, 1992, regional round of competition held in eight Indiana communities; and

WHEREAS, as in each previous year, the finals will be held in Indianapolis, this year on July 17-19 at several facilities which also serve as Olympic tryout venues; and

WHEREAS, sports offered in this year's White River Park State Games include: basketball, bowling, cycling, diving, figure skating, five mile run/three mile walk, golf, gymnastics, judo, racquetball, sailing, soccer, softball, swimming, table tennis, tennis, track and field, volleyball, water polo, and wrestling; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council does hereby recognize all amateur athletes, volunteers, staff, directors, and sponsors who have been involved with the White River State Park Games during the past decade.

SECTION 2. The Council encourages all athletic-minded citizens of this city and state to catch the Olympic Spirit and enter the State Games by the June 10 deadline, and to give it their best shot at the June Regionals to become eligible to compete in the July Indianapolis Finals.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 269, 1992. This proposal, sponsored by Councillor Brents, recognizes Historic Ransom Place. Councillor Brents read the resolution and Councillor Black presented framed documents to Ransom family members, Ransom Place neighbors and to Linda Enders, Chair of the Advisory Board for Historic Ransom Place. Ms. Enders

expressed appreciation for the recognition. Councillor Brents moved, seconded by Councillor Black, for adoption. Proposal No. 269, 1992 was adopted by unanimous voice vote.

Proposal No. 269, 1992 was retitled SPECIAL RESOLUTION NO. 42, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1992

A SPECIAL RESOLUTION recognizing Historic Ransom Place.

WHEREAS, after the Civil War, thousands of Blacks, many not long removed from human slavery, moved to Northern cities including Indianapolis; and

WHEREAS, many of these new residents brought with them marketable trades and skills; and

WHEREAS, by 1900, many prosperous Blacks were buying homes and settling in the northwest section of the Mile Square, including Freeman Briley Ransom, an attorney, home renovator, general manager for Madame C.J. Walker's beauty business, and Indianapolis City Councilman from 1939 to 1942; and

WHEREAS, the Great Depression and out-migration of many solid citizens led to a deteriorated and neglected neighborhood; and

WHEREAS, in 1980, the six block core of this proud old neighborhood between 10th Street, Dr. Martin Luther King, Jr. Street, St. Clair Street and Paca Street was designated an Historic Conservation District and targeted for stabilization and renewal; and

WHEREAS, in March, 1991, six active neighbors formed the Ransom Place Neighborhood Association to help improve their own neighborhood, and on May 10, 1992, Historic Ransom Place was dedicated with dignitaries and proper ceremony; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends the dedication, energy, and enthusiasm of all who are involved with revitalizing the Historic Ransom Place neighborhood in northwest downtown Indianapolis.

SECTION 2. The city's heart is its neighborhoods; and the good work going on at Historic Ransom Place reflects great credit upon that neighborhood and upon this city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 196 and 197, 1992. Councillor Borst asked for consent to vote on these two appointments together. Consent was given. PROPOSAL NO. 196, 1992. The proposal appoints Jack H. Hall, M.D. to the Metropolitan Development Commission. PROPOSAL NO. 197, 1992. The proposal appoints David R. Shirley to the Metropolitan Board of Zoning Appeals Division III. Councillor Borst reported that the Metropolitan Development Committee heard Proposal Nos. 196 and 197, 1992 on May 12, 1992. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal Nos. 196 and 197, 1992 were adopted by a unanimous voice vote.

Proposal No. 196, 1992 was retitled COUNCIL RESOLUTION NO. 58, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 58, 1992

A COUNCIL RESOLUTION appointing Jack H. Hall, M.D. to the Metropolitan Development Commission.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Jack H. Hall, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 197, 1992 was retitled COUNCIL RESOLUTION NO. 59, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 59, 1992

A COUNCIL RESOLUTION appointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council appoints:

David R. Shirley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 236, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 236, 1992 on May 19, 1992. The proposal requires an 8% reduction in budgeted expenditures from the County General Fund. Councillor Curry said that the proposal was submitted because of the \$10.3 million projected deficit facing the County and that some drastic action had to be taken. The proposal was amended in Committee, and by a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry said that at the May 19th meeting the Committee asked the Auditor to try to find other revenue sources or potential transfers. At this time he asked John von Arx, County Auditor, to make a progress report.

Mr. von Arx stated that some of the factors that he and his staff have been working on since January have materialized because of the ordinance. They have found the following ways to reduce the projected \$10.3 million deficit:

1. A reduction of Information Services Agency (ISA) charges per agency.
2. A reduction in rent for County agencies in the City-County Building, the Juvenile Detention Center and the County Jail.
3. The deferment of the second rent payment due at the end of December 1992 to January 1993 for County agencies in the City-County Building, the Juvenile Detention Center and the County Jail.
4. Revenues in excess of amounts budgeted for 1992 that agencies can expect to receive and other additional adjustments for various reasons.

5. Voluntary reductions by agencies.

He said these budget cuts total approximately \$8.8 million which leaves a balance of approximately \$1.5 million still needed. This does not mean that this problem has been solved or that there will not be additional cuts required.

Councillor Williams stated that she believes the Council needs to adopt an amended budget; it does not need to adopt this ordinance.

The President said that the ordinance acknowledges that the shortfall exists and if these actions are not taken, the crises will continue to accelerate. He believes the ordinance still has to be passed.

Councillor Howard stated that the Auditor's suggestions look like "voodoo economics."

Councillor Black said that he has questioned several recent expenditures, such as renovations, new cars purchased, and the hiring of out-of-state consultants. He recommended that if the Council is sincere in trying to cut financial expenditures, the Councillors should take a 50% salary cut and all the other elected officials should take a pay cut.

Councillor Franklin commended Mr. von Arx for being responsible enough to bring this problem in front of the Council at a time when corrections can be made.

Councillor Curry stated that this ordinance provides that any additional revenues acquired beyond the 1992 revenues shall be subject to allocation and require action by the Council. Councillor Curry moved to adopt Proposal No. 236, 1992, as amended.

Councillor Gilmer commended Robert Wilkes, financial analyst for the Council, for his work on the recommended budget cuts.

Councillor Mullin stated that he believes better and more innovative funding formulas are needed.

Proposal No. 236, 1992, as amended, passed by the following roll call vote; viz:

19 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

9 NAYS: Black, Boyd, Brents, Howard, Jimison, Jones, Mullin, Short, Williams

1 NOT PRESENT: Giffin

Councillor Howard asked for consent to explain his vote. Consent was given. He said the reason he voted "no" is because he does not want the practice of issuing more traffic tickets as a way to increase revenues.

Councillor Williams asked for consent to explain her vote. Consent was given. She recommended that the Council professionally evaluate County government, as the Mayor did earlier in the year with City government, before the Council adopts a 1993 budget. She opposed this proposal and unless something is done between now and budget time, she will also oppose the county budget.

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The President said that he thinks this represents the very best thinking that could have been done by elected county officials, judges, township assessors, and many councillors. The President said that the Auditor will present a budget report at every Council meeting.

Councillor Coughenour expressed her appreciation to all the county agencies that worked on this matter and who tried to reduce their expenditures.

Councillor Boyd asked if every section in Proposal No. 236, 1992 still applies. The President said that it still applies until no shortage exists.

Councillor Boyd said that Section 7 states that no department or agency is authorized to encumber for goods or services that will not be received by December 31 of each year. He asked if there will be any exceptions. The President replied that there might be noted exceptions.

Councillor Borst voiced his appreciation to the Auditor and to the county agencies who worked on this matter.

Proposal No. 236, 1992 was retitled FISCAL ORDINANCE NO. 25, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1992

A FISCAL ORDINANCE directing a reduction of expenditures from budgeted appropriations from the County General Fund.

WHEREAS, due to changed economic conditions, the 1992 Marion County Budget must be reduced by \$10,298,000 or 8%; and

WHEREAS, the Marion County Auditor has already requested voluntary reductions of 8% from all county agencies and departments; and

WHEREAS, due to lower revenues, depletion of fund balances, and decrease of unused funds, the City-County Council recognizes the need to reduce expenditures in the Marion County General Fund; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The appropriations approved in Article II of the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) be, and is hereby, amended to reduce the total appropriations for each office or agency funded from the County General Fund by an amount equal to 8% of such total, unless hereinafter specifically exempted.

SECTION 2. To accomplish such budget reductions, the Auditor is directed to immediately reduce the unencumbered balance of each budget by character by 8%, until an acceptable expenditure reduction plan is effected under Section 3 of this ordinance. All budget characters are subject to such reduction, and no county agency or department is exempt from this reduction.

SECTION 3. All county agencies and departments are requested to submit an expenditure reduction plan to the County Auditor by May 29, 1992, to be effective as of June 1, 1992. The plan must identify by budget object the amount of reduction and should total 8% of the agency's or department's amended 1992 budget. The agency plan may include, but is not limited to, reductions to a four-day work week, delaying of capital expenditures and office renovation projects, leaving positions vacant, reducing contractual services, reducing building rent by final payment in 1992, and postponing office automation projects. Any plan presented by a county agency or department shall maintain the same office hours as prior to the reduction. The reduction plan may include a four-day work week spread over the same office hours prior to the reduction in work week. No additional compensatory time or overtime may be given or paid.

SECTION 4. If an agency fails to submit a reduction plan, the Marion County Auditor will reduce that agency's budget by 8%, reducing each budget character by a percentage of the total agency budget until a total of 8% is reduced from that agency's budget. In place of a portion of the 8% reduction additional revenues

achieved beyond the 1992 estimated revenues are subject to allocation by City-County Council with preference for the agency generating the revenue enhancement.

SECTION 5. Expenditures exempt from the reduction for 1992, but not 1993, are residents in state institutions, tuition transfers, regional mental health centers, Noble Centers, legal settlements and appropriations that are subject to reimbursement by federal, local or state sources.

SECTION 6. The Marion County Auditor will report to the Council by the seventh business day of each month that all departments are in compliance with the budget reductions, the reduction plans submitted by each department, and any changes in revenue collections and projections.

SECTION 7. No department or agency is authorized to encumber for goods and services, or any portion of those goods and services, that will not be received by December 31, of each year. The Marion County Auditor shall not honor any encumbrance document or direct claim voucher that is to be paid from prior year funds for goods and services to be received in the next year.

SECTION 8. This ordinance shall be in full force and effect from and after passage by the City-County Council and approval by the Mayor (or passage over his veto), except that, any part of this ordinance effecting the budget or appropriations for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

PROPOSAL NO. 161, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 161, 1992 on May 12, 1992. The proposal, sponsored by Councillors Ruhmkorff, Dowden and O'Dell, designates Vermont Street from Capitol Avenue to Alabama Street as the "Korean War Memorial Way." Councillor Borst said that the proposal was amended in Committee to designate Vermont Street from Capitol Avenue to Delaware Street. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Ruhmkorff moved, seconded by Councillor Dowden, to delete the word "Delaware" in Section 1 and insert in lieu thereof the word "Alabama."

Councillor Williams stated that there has been a project underway for ten years to make a segment of Massachusetts Avenue a tribute to the arts. The project involves erecting an art sculpture at the corner of Massachusetts and Alabama and reducing signage along that segment of Massachusetts. She believes the two interests collide with one another.

Councillor Hinkle voiced his support of Councillor Ruhmkorff's amendment.

Councillor Ruhmkorff's motion to amend Proposal No. 161, 1992, as amended, passed by a majority voice vote.

Councillor Borst moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 161, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
3 NAYS: *Black, Howard, Williams*
1 NOT VOTING: *Brents*
1 NOT PRESENT: *Giffin*

Proposal No. 161, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 43, 1992 and reads as follows:

May 26, 1992

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1992

A SPECIAL RESOLUTION designating Vermont Street from Capitol Avenue to Alabama Street as the "Korean War Memorial Way."

WHEREAS, the Korean War from 1950 to 1953 was fought by the United States, backed by the United Nations, to defend South Korea from its invading Communist neighbors North Korea and the People's Republic of China; and

WHEREAS, during the intense conflict 54,246 Americans were killed, 103,284 were wounded and 131 Medals of Honor were awarded; and

WHEREAS, one of the first units activated for the war was the Indianapolis based 526 member 16th Infantry Training Battalion, United States Marine Corps Reserve on August 11, 1950; and

WHEREAS, this Indianapolis unit was comprised of many World War II veterans who were on the Indianapolis police and fire departments; and

WHEREAS, these marines, and the other Indianapolis soldiers, sailors, airmen and marines who followed distinguished themselves in the war's notable battles of Pusan Perimeter, Chosin Reservoir, Pork Chop Hill, Hamburger Hill, Heartbreak Ridge and the Inchon Landing; and

WHEREAS, history has called Korea "The Forgotten War", but Indianapolis chooses to remember and honor the sacrifices made by these sons and daughters and their families who defended freedom; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council as representatives of all citizens in this great community do hereby honor the inspiring conduct of those who served in the Korean War by designating Vermont Street from Capitol Avenue to Alabama Street as the "Korean War Memorial Way."

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Tuesday, May 26, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS, INDIANA:

Ladies and Gentlemen:

You are hereby notified that the Mayor did not sign Proposal No. 193, as passed in Council on May 11, 1992 and presented to the Mayor on May 13, 1992. Proposal No. 193, 1992 is a Fiscal Ordinance

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transferring and appropriating an additional Twenty Thousand Dollars (\$20,000) in the City General Fund for purposes of the City-County Council to pay legal fees relating to cable franchise matters.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 8, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, May 13, 1992, a copy of LEGAL NOTICE on General Ordinance Number 27, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 12, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 14, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 230, 231, 232 and 234, 1992, to be held on Tuesday, May 26, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 22, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$14,227 in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the States and Federal Grants Fund.

FISCAL ORDINANCE NO. 23, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$700 in the County Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

SPECIAL RESOLUTION NO. 35, 1992, recognizing The Kroger Company and IPS Daniel Webster School No. 46 Partners in Education.

SPECIAL RESOLUTION NO. 36, 1992, recognizing Pike Township High School's centennial year.

SPECIAL RESOLUTION NO. 37, 1992, recognizing Methodist Hospital's Life Line medical helicopter service.

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SPECIAL RESOLUTION NO. 38, 1992, authorizing the amendment of Special Resolution No. 43, 1991, as amended, to extend the expiration date on the Inducement Resolution for Meadow Farms Industries, Inc. to November 30, 1992.

SPECIAL RESOLUTION NO. 39, 1992, an inducement resolution for Herff Jones, Inc. in an amount not to exceed \$5,000,000 for the acquisition, construction, installation and equipping of a building containing approximately 69,000 square feet to be located at 4500 West 62nd Street.

GENERAL ORDINANCE NO. 29, 1992, amending the Code by deleting a one-way traffic flow on McCrea Street between Georgia Street and Jackson Place, North Drive; and by authorizing intersection controls at Georgia Street and McCrea Street and at Jackson Place and McCrea Street (District 21).

GENERAL ORDINANCE NO. 30, 1992, amending the Code by authorizing a weight limit restriction on a segment of Alabama Street, from Fort Wayne Avenue to 16th Street (District 22).

SPECIAL ORDINANCE NO. 5, 1992, approving the sale of City of Indianapolis, Indiana Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project) in the aggregate principal amount of \$4,500,000.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 252, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing the City to make temporary loans for the use of the Consolidated County Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 253, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by restricting former city and county employees' dealings with their former employer"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 254, 1992. Introduced by Councillors Smith and Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning vacation leave for retired employees who are subsequently employed by public safety agencies"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 255, 1992. Introduced by Councillors Jimison and Mullin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning reduction of Councillor salaries"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 256, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning zoning procedures"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 257, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$6,900 for the Superior Court, Criminal Division, Room 4, to pay the Mike Tyson trial expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 258, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$66,666 for the Sheriff to utilize a state Project 55 grant to pay officers overtime for working a selective speed enforcement program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 259, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$17,202 for the Sheriff to pay the salary of a replacement employee"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 260, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$700,673 to utilize a state grant for the Community Corrections Agency for fiscal year 1992-93"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 261, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$154,169 for the Community Corrections Agency to continue the Juvenile Re-entry Services Program for fiscal year 1992-93 funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 262, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$123,564 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1992-93 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 263, 1992. Introduced by Councillors Hinkle and Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE establishing an Airport Economic Development Tax Area"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 264, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing a multi-way stop at Mud Creek Road and Scotch Pine Lane (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 265, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing a multi-way stop at Blackford Street and North Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 266, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on a segment of Washington Boulevard (Districts 6 and 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 270, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Rudy Hightower to the

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Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 271-276, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 22, 1992". The Council did not schedule Proposal Nos. 271-276, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 271-276, 1992 were retitled REZONING ORDINANCE NOS. 51-56, 1992 and are identified as follows:

REZONING ORDINANCE NO. 51, 1992. 92-Z-14 (Amended) CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.

2859 NORTH MERIDIAN STREET (approximate address), INDIANAPOLIS.

WILSON, KEHOE AND WININGHAM, by Phillip A. Nicely, requests the rezoning of 1.63 acres, being in the C-1/RC, D-5/RC and D-9/RC Districts, to the C-1/RC classification to provide for commercial development.

REZONING ORDINANCE NO. 52, 1992. 92-Z-24 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.

12202 EAST 65TH STREET (approximate address), INDIANAPOLIS.

PAUL W. STEWART, by Thomas Michael Quinn, requests the rezoning of 29.16 acres, being in the D-A District, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 53, 1992. 92-Z-37 (DP-4) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.

3366 DANDY TRAIL (approximate address), INDIANAPOLIS.

EATON AND LAUTH COMMUNITY DEVELOPMENT, by Michael C. Cook, requests the rezoning of 31.841 acres, being in the DP District, to the DP classification to provide for commercial/retail storage and residential development.

REZONING ORDINANCE NO. 54, 1992. 92-Z-38 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.

4370 MANN ROAD (approximate address), INDIANAPOLIS.

MARS HILL CHURCH OF GOD requests the rezoning of 5.0 acres, being in the SU-34 District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 55, 1992. 92-Z-39 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.

539 through 547 EAST MARKET STREET, INDIANAPOLIS.

CHRISTOPHER C. and GREGORY F. ZOELLER request the rezoning of 0.25 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for offices.

REZONING ORDINANCE NO. 56, 1992. 92-Z-48 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.

CHATHAM-ARCH NEIGHBORHOOD (approximate address), INDIANAPOLIS.

METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 13.774 acres, being in the D-8, D-10, C-1, CBD-2 and SU-1 Districts, to the D-8 classification to promote the maintenance, redevelopment, and new development of single-family and multi-family residences in accordance with the Chatham-Arch Historic Area Preservation Plan.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 198, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 198, 1992 on May 12, 1992. The proposal appropriates \$7,140 for the County Recorder to make the annual payment for leased vault space. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:50 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 198, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

5 NOT VOTING: *Black, Franklin, Hinkle, Howard, Ruhmkorff*

1 NOT PRESENT: *Giffin*

Proposal No. 198, 1992 was retitled FISCAL ORDINANCE NO. 26, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seven Thousand One Hundred Forty Dollars (\$7,140) in the Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (h) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to make the annual payment for leased vault space.

SECTION 2. The sum of Seven Thousand One Hundred Forty Dollars (\$7,140) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY RECORDER</u>	<u>RECORDER'S PERPETUATION FUND</u>
3. Other Services and Charges	\$7,140
TOTAL INCREASE	\$7,140

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>RECORDER'S PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Recorder's Perpetuation Fund	\$7,140
TOTAL REDUCTION	\$7,140

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 204, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 204, 1992 on May 13, 1992. The proposal appropriates \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 204, 1992 was adopted on the following roll call vote; viz:

May 26, 1992

21 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

7 NOT VOTING: *Black, Brents, Franklin, Hinkle, Howard, Ruhmkorff, Schneider*

1 NOT PRESENT: *Giffin*

Proposal No. 204, 1992 was retitled FISCAL ORDINANCE NO. 27, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ten Thousand Three Hundred Fifty Dollars (\$10,350) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (dd) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services.

SECTION 2. The sum of Ten Thousand Three Hundred Fifty Dollars (\$10,350) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>\$10,350</u>
TOTAL INCREASE	\$10,350

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$10,350</u>
TOTAL REDUCTION	\$10,350

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 230, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 230, 1992 on May 13, 1992. The proposal appropriates \$100,000 for the Prosecuting Attorney to cover the computer system linkup charges between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:54 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 230, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: Black, Hinkle, Howard
1 NOT PRESENT: Giffin

Proposal No. 230, 1992 was retitled FISCAL ORDINANCE NO. 28, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize grant monies to link the Prosecutor's Office computer system with the Indiana Prosecuting Attorney Council server.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$ 23,750
4. Capital Outlay	<u>76,250</u>
TOTAL INCREASE	\$100,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$100,000</u>
TOTAL REDUCTION	\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 231, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 231, 1992 on May 13, 1992. The proposal appropriates \$5,000 for the Prosecuting Attorney to utilize a state grant to pay the salary of a part-time juvenile victim advocate. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:55 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 231, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Black, Borst, Hinkle, Howard
1 NOT PRESENT: Giffin

Proposal No. 231, 1992 was retitled FISCAL ORDINANCE NO. 29, 1992 and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 29, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Five Thousand Dollars (\$5,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize a one-time grant award to hire a part-time juvenile victim advocate.

SECTION 2. The sum of Five Thousand Dollars (\$5,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>\$5,000</u>
TOTAL INCREASE	\$5,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	<u>\$5,000</u>
TOTAL REDUCTION	\$5,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 232, 1992. The proposal appropriates \$33,011 for the Superior Court, Juvenile Division/Detention Center, to pay the salaries of an additional court reporter and a bailiff. Councillor Dowden asked for consent to postpone Proposal No. 232, 1992 until June 8, 1992. Consent was given.

PROPOSAL NO. 234, 1992. The proposal appropriates \$37,500 to cover public defender expenses. Councillor Dowden asked for consent to postpone Proposal No. 234, 1992. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 167, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 167, 1992 on May 19, 1992. The proposal, sponsored by Councillor Williams, amends the Code concerning political contributions. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor Dowden, to strike.

Councillor Williams asked that the proposal be withdrawn.

Councillor Dowden said that he believed the appropriate step for the sponsor to take is to recommend that the proposal be stricken.

The President reported that Robert Elrod, Parliamentarian, informed him that if there is consent from the body, Councillor Williams may withdraw the proposal.

Councillor Williams said that she withdraws her request to have the proposal withdrawn and urged that the Councillors vote "no" on the Committee's recommendation to strike.

Councillors West, McClamroch and Smith voiced their support of striking Proposal No. 167, 1992.

Proposal No. 167, 1992 was stricken on the following roll call vote; viz:

17 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
11 NAYS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams
1 NOT PRESENT: Giffin

PROPOSAL NO. 168, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 168, 1992 on May 19, 1992. The proposal, sponsored by Councillors Borst, Jimison and West, amends the Code concerning the board of public safety. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor West, to strike. Proposal No. 168, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 195, 1992. Councillor Rhodes was absent when this proposal was discussed in Committee; Councillor Curry gave the Committee report. He said that the Administration and Finance Committee heard Proposal No. 195, 1992 on May 18, 1992. The proposal, sponsored by Councillors Hinkle and Giffin, authorizes the lease of office space for the Wayne Township Assessor to be built at Country Club Road and Rockville Road. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 195, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
5 NOT VOTING: Borst, Gilmer, Rhodes, Schneider, Williams
1 NOT PRESENT: Giffin

Proposal No. 195, 1992 was retitled SPECIAL RESOLUTION NO. 44, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1992

A Special Resolution authorizing the lease of office space for the Wayne Township Assessor to be built at Country Club Road and Rockville Road.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Wayne Township Assessor desires to lease office space to be built at Country Club Road and Rockville Road.

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SECTION 2. The property will be owned by D & S Investments, located at 5250 Commerce Circle, Indianapolis, Indiana 46237. D & S Investments is a partnership whose sole principals are Daniel C. Carpenter and Stoney L. Blazek.

SECTION 3. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the need for office space and hereby determines that the office space described in Section 1 is needed.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 228, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 228, 1992 on May 18, 1992. The proposal transfers and appropriates \$70,000 for Voters Registration to purchase computer equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor West said that he had a letter from Voters Registration indicating that it is going to purchase two disk drives and a tape drive. Councillor West said he asked Information Services Agency (ISA) if the purchase of any of the equipment could be postponed, and ISA is checking to see if all this equipment is needed.

Councillor Rhodes moved, seconded by Councillor Williams, to return Proposal No. 228, 1992, as amended, to Committee. Proposal No. 228, 1992, as amended, was returned to Committee by a majority voice vote.

PROPOSAL NO. 229, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 229, 1992 on May 18, 1992. The proposal authorizes the Controller, the Auditor and the Treasurer to transact business through the use of electronic funds transfer. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 229, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
4 NOT VOTING: *Boyd, Golc, O'Dell, Schneider*
1 NOT PRESENT: *Giffin*

Proposal No. 229, 1992 was retitled SPECIAL RESOLUTION NO. 45, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1992.

A SPECIAL RESOLUTION authorizing the Controller and the Marion County Auditor and the Marion County Treasurer to transact the business of the Consolidated City of Indianapolis and Marion County, Indiana, through the use of electronic funds transfer.

WHEREAS, the Controller desires to transact the business of the Consolidated City of Indianapolis and the Marion County Auditor desires to transact the business of Marion County, Indiana, and the Marion County Treasurer desires to transact the business of Marion County, Indiana, through the use of electronic funds transfer; and

WHEREAS, IC 5-13-5-5 requires that the fiscal body of any political subdivision by ordinance or resolution authorize the proper legal officers of a political subdivision to transact the political subdivision's business through the use of electronic funds transfer.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 5-13-5-5, the City-County Council as the fiscal body for the Consolidated City of Indianapolis and Marion County, Indiana, hereby authorizes the Controller to transact the business of the Consolidated City of Indianapolis, the Marion County Auditor to transact the business of Marion County, Indiana, and the Marion County Treasurer to transact the business of Marion County, Indiana, through the use of electronic funds transfer.

SECTION 2. The Controller and the Marion County Auditor and the Marion County Treasurer may transact business by electronic funds transfer which the appropriate financial officer authorizes. Said business includes the payment or receipt of funds.

SECTION 3. The Controller and the Marion County Auditor and the Marion County Treasurer shall maintain adequate documentation of any transaction conducted by electronic funds transfer so that the transactions may be audited as provided by law.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 235, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 235, 1992 on May 13, 1992. The proposal amends the Code concerning rabies control. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 235, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *O'Dell*

1 NOT PRESENT: *Giffin*

Proposal No. 235, 1992, as amended, was retitled GENERAL ORDINANCE NO. 31, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana, Chapter 6, Article IV, Sections 6-152 through 6-154.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article IV, Rabies Control, of the Code of Indianapolis and Marion County is hereby amended by deleting the stricken-through text and inserting the language underlined to read as follows:

ARTICLE IV. RABIES CONTROL

Sec. 6-150. Rabies vaccination required.

(a) Each dog and cat kept in the city shall have a rabies vaccination more recent than one (1) year.

(b) The owner of a dog or cat which does not have a rabies vaccination more recent than one (1) year shall be punishable by a fine in the following amounts, plus the expense to the quarantining authority of procuring for the animal a current rabies vaccination:

(1) First offense: Ten dollars (\$10.00);

(2) Second offense: Twenty-five dollars (\$25.00);

(3) Third offense: Fifty dollars (\$50.00); and

(4) Subsequent offenses: Fifty dollars (\$50.00) times the number of offenses, including the first three (3) offenses.

Sec. 6-151. Quarantining authority.

For the purposes of this article, the quarantining authority shall be the department of public safety, its contractors, agents, employees and designees, acting pursuant to directives and regulations of the Health and Hospital Corporation of Marion County or the State Board of Animal Health.

Sec. 6-152. Precautionary measures and individual animal quarantine.

(a) A captured animal, other than a crime prevention animal for which a current permit has been issued by the city, known to have bitten or otherwise exposed a person to the possibility of contracting rabies through nonbite exposure shall be quarantined for ~~such~~ a period of not less than ten (10) days as is specified in such cases by the Health and Hospital Corporation of Marion County. In the sole discretion of the quarantining authority, the quarantine may be on the premises of the owner, at the city animal shelters or those of its contractors, if any, or, at the owner's expense, in a kennel or veterinary hospital.

(b) For the purposes of this article, nonbite exposure includes scratches, abrasions, open wounds or mucous membranes contaminated with saliva or other potentially infectious material from a rabid animal.

Sec. 6-153. Surrender of suspected animal by owner.

~~The owner of an animal which animal is suspected by the quarantining authority of having bitten a person or been exposed to rabies, shall promptly surrender the animal upon demand by said authority for purposes of quarantine and observation, at the expense of the owner of the animal.~~

Whenever the quarantining authority suspects that an animal either (i) has been exposed to rabies or (ii) has bitten or exposed through non-bite exposure a person to rabies, such animal shall be surrendered by its owner for quarantine and observation, at the owner's expense, promptly upon demand by the quarantining authority.

Sec. 6-154. Finding of rabies and general quarantine.

(a) When a quarantined animal has been found rabid or if suspected of being rabid by a licensed veterinarian and dies while under observation, the quarantining authority shall take such action as is specified in such cases by the state board of health and shall notify the proper public health officials of reports of human contacts made by and the diagnosis made of the animal.

(b) When a rabies report is made pursuant to subsection (a), the quarantining authority shall recommend to the department of public safety a quarantine within the city for a period of thirty (30) days. Upon invocation of the quarantine by the department of public safety, any animal found at large within the city may be destroyed without being impounded. During the quarantine period, every animal bitten or exposed through nonbite exposure by an animal adjudged to be rabid shall be confined, at its owner's expense, or destroyed as specified by the State Board of Animal Health.

(c) During a rabies quarantine declared by the department of public safety, an owner or keeper of an animal resisting the quarantining authority acting pursuant to this chapter or who permits an animal owned or kept by him to be at large within the city shall be punishable by a fine not to exceed five hundred dollars (\$500.00) and impoundment of the animal suspected of rabies or of being in violation of the rabies quarantine.

Sec. 6-155. Disposal of rabid animals.

The quarantining authority shall dispose of any animal suspected by it of being infected with rabies in accordance with the rules and regulations of the State Board of Animal Health.

Sec. 6-156. Reports by veterinarians.

Each veterinarian within the city shall report to the quarantining authority animals suspected by him of being rabid.

Secs. 6-157 - 6-169. Reserved.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 237, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 237, 1992 on May 19, 1992. The proposal, sponsored by Councillors Curry and Rhodes, concerns vehicle taxes in Marion County. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Rhodes, for adoption.

Councillor Mullin said that the wheel tax is an antiquated funding source and new funding formulas will have to be found. Councillors O'Dell and Borst asked Councillor Mullin to name one funding source to replace the vehicle tax. Councillor Mullin replied that he will in the future.

Councillor Howard stated that he believes the Department of Transportation should have a list of the worse streets and begin repairing them first.

Proposal No. 237, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Howard, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams*
4 NAYS: *Black, Jimison, Mullin, Short*
2 NOT VOTING: *Hinkle, Schneider*
1 NOT PRESENT: *Giffin*

Proposal No. 237, 1992 was retitled GENERAL ORDINANCE NO. 32, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1992

A GENERAL ORDINANCE concerning vehicle taxes in Marion County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 2-471, 2-472 and 2-473 of Division 3 of Article XI of Chapter 2 of the "Code of Indianapolis and Marion County, Indiana", are hereby readopted by this council, these sections to continue to provide as follows:

DIVISION 3. VEHICLE TAXES

Sec. 2-471. Excise surtax.

All passenger cars, trucks of less than eleven thousand (11,000) pounds gross vehicle weight and motorcycles registered in Marion County, that are now subject to an excise tax (in lieu of a property tax) shall also be subject to an annual excise surtax of ten (10) per cent to be paid with the registration of said motor vehicles; however, the annual surtax on a vehicle may not be less than seven dollars and fifty cents (\$7.50).

Sec. 2-472. Wheel tax.

(a) All of the following six (6) classes of motor vehicles, registered in Marion County, shall be subject to an annual wheel tax as set out in the following schedule, to be paid with the registration of said motor vehicles.

Motor Vehicle Classification	Annual Wheel Tax
(1) Buses	\$ 40.00
(2) Recreational vehicles	20.00
(3) Semitrailers	10.00
(4) Tractors	30.00

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(5) Trailers	10.00
(6) Trucks	40.00

(b) As provided by IC 6-3.5-5-4, the following motor vehicles are exempt from the annual wheel tax:

- (1) Vehicles owned by the state, a state agency or a political subdivision;
- (2) Buses owned and operated by a religious or nonprofit youth organization and used to haul persons to religious services or for the benefit of their members;
- (3) Vehicles subject to the annual excise surtax.

Sec. 2-473. Distribution of tax revenue.

All of the excise surtax and wheel tax collected on motor vehicles registered in Marion County shall be distributed as provided in IC 6-3.5-5-14 and IC 6-3.5-4-12, and shall be used only to construct, reconstruct, or repair streets and roads under its jurisdiction.

SECTION 2. Section 2-474 of Division 3 of Article XI of Chapter 2 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by deleting the stricken-through text and adding the underlined text to read as follows:

Sec. 2-474. Sunset provision.

The taxes imposed by sections 2-471 and 2-472 shall not be imposed after January 1, 1993~~8~~, unless readopted by this council. This section is expressly declared severable; and should any court declare this section invalid, the balance of this division shall be effective notwithstanding the invalidity of this section.

SECTION 3. The express or implied repeal or amendment by this ordinance or of any other ordinance, or part thereof, does not affect any rights or liabilities accrued, prior to the effective dates of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected unless such remaining provisions cannot, without being given the effect intended by the Council in adopting this ordinance.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 238, 239, 240 and 245, 1992. Councillor Gilmer asked for consent to vote on these four transportation proposals together. Consent was given. PROPOSAL NO. 238, 1992. The proposal, sponsored by Councillor Hinkle, amends the Code by authorizing intersection controls in the Chapel Bend subdivision (District 18). PROPOSAL NO. 239, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a traffic signal at the intersection of Doubletree Drive and Michigan Road (District 1). PROPOSAL NO. 240, 1992. The proposal, sponsored by Councillor Schneider, amends the Code by authorizing a traffic signal at the access drive (south) and Harcourt Road (8400 N.) (District 3). PROPOSAL NO. 245, 1992. The proposal, sponsored by Councillor Williams, amends the Code by deleting a one-way southbound traffic flow on Pierson Street between Fall Creek Parkway, South Drive and 22nd Street; and by authorizing intersection controls at Fall Creek Parkway, South Drive, and Pierson Street (District 22). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 238, 239, 240 and 245, 1992 on May 19, 1992. By a 6-0 vote, the Committee reported Proposal No. 238, 1992 to the Council with the recommendation that it do pass. By a 7-0 vote, the Committee reported Proposal Nos. 239, 240 and 245, 1992 to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 238, 239, 240 and 245, 1992 were adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

3 NOT VOTING: Boyd, Dowden, Schneider
1 NOT PRESENT: Giffin

Proposal No. 238, 1992 was retitled GENERAL ORDINANCE NO. 33, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 4	Girls School Rd. & Nostalgia Le.	Girls School Rd.	Stop
22, Pg. 4	Greensprings Rd. & Rosebery Le.	Greensprings Rd.	Stop
22, Pg. 5	Nostalgia Le. & Rosebery Le.	Rosebery Le.	Stop
22, Pg. 5	Ponsonby Ct., Rosebery Ct., & Rosebery Le.	Rosebery Ct. & Rosebery Le.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 239, 1992 was retitled GENERAL ORDINANCE NO. 34, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 1	Doubletree Dr. & Michigan Rd.	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 240, 1992 was retitled GENERAL ORDINANCE NO. 35, 1992 and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 35, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 1	Access drive (south) & Harcourt Rd. (8400 N.)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 245, 1992 was retitled GENERAL ORDINANCE NO. 36, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated, and Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

SOUTHBOUND

Pierson Street, from Fall Creek Parkway, South Drive
to Twenty-second Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 11	Fall Creek Pkwy., S. Dr. & Pierson St.	Fall Creek Pkwy., S. Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Dowden asked for consent to postpone in Committee Proposal No. 233, 1992 to June 10, 1992. Consent was given.

Councillor Golc asked for a Circle Centre Mall progress report. The President said he will have someone give a report at the next Council meeting.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 26th day of May, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Ben J. Hagan

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 8, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, June 8, 1992, with Councillor SerVaas presiding.

Councillor Gilmer introduced Chaplain Bert Reed, Lieutenant Colonel, Indiana Air Guard Reserve, who led the opening prayer. Councillor Gilmer invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Curry introduced Richard Dunn, a director of city planning and development from Glen Ellyn, Illinois.

Councillor Smith recognized Boy Scout Troop No. 104 under the leadership of Gordon Edwards, Jack Russell and Jim Hine. The members present were Derek Edwards, Eric Hotseller, Nick Lyons, Ryan Russell, Matt Hine and Jim Cochran.

Councillor O'Dell introduced Brian Barton, hazardous materials coordinator for the Emergency Management Department. He is also a Warren Township ward chairman.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 8, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

May 26, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Friday, May 29, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 252, 257, 258, 260, 261 and 262, 1992, to be held on Monday, June 8, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 25, 1992, directing a reduction of expenditures from budgeted appropriations from the County General Fund.

FISCAL ORDINANCE NO. 27, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ten Thousand Three Hundred Fifty Dollars (\$10,350) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Funds.

FISCAL ORDINANCE NO. 28, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Funds.

FISCAL ORDINANCE NO. 29, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Five Thousand Dollars (\$5,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Funds.

SPECIAL RESOLUTION NO. 40, 1992, recognizing Josephine "Jo" Hauck.

June 8, 1992

SPECIAL RESOLUTION NO. 41, 1992, recognizing White River Park State Games.

SPECIAL RESOLUTION NO. 42, 1992, recognizing Historic Ransom Place.

SPECIAL RESOLUTION NO. 43, 1992, designating Vermont Street from Capitol Avenue to Alabama Street as the "Korean War Memorial Way".

SPECIAL RESOLUTION NO. 44, 1992, authorizing the lease of office space for the Wayne Township Assessor to be built at Country Club Road and Rockville Road.

SPECIAL RESOLUTION NO. 45, 1992, authorizing the Controller, the Auditor and the Treasurer to transact business through the use of electronic funds transfer.

GENERAL ORDINANCE NO. 31, 1992, amending the Code concerning rabies control.

GENERAL ORDINANCE NO. 32, 1992, concerning vehicle taxes in Marion County.

GENERAL ORDINANCE NO. 33, 1992, amending the Code by authorizing intersection controls in the Chapel Bend subdivision (District 18).

GENERAL ORDINANCE NO. 34, 1992, amending the Code by authorizing a traffic signal at the intersection of Doubletree Drive and Michigan Road (District 1).

GENERAL ORDINANCE NO. 35, 1992, amending the Code by authorizing a traffic signal at the access drive (south) and Harcourt Road (8400 N.) (District 3).

GENERAL ORDINANCE NO. 36, 1992, amending the Code by deleting a one-way southbound traffic flow on Pierson Street between Fall Creek Parkway, South Drive and 22nd Street; and by authorizing intersection controls at Fall Creek Parkway, South Drive, and Pierson Street (District 22).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 26, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 287, 1992. This proposal, sponsored by Councillor Gilmer, remembers the Battle of Midway. Councillor Gilmer read the resolution and presented framed documents to Tom Evans and Barbara Ferris, brother and sister of Ensign William Evans, Jr., a representative of the Battle of Midway. Mr. Evans and Mrs. Ferris both expressed appreciation for the recognition. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal No. 287, 1992 was adopted by unanimous voice vote.

Proposal No. 287, 1992 was retitled SPECIAL RESOLUTION NO. 46, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1992

A SPECIAL RESOLUTION remembering the Battle of Midway.

WHEREAS, the U.S. victory at the Battle of Midway on June 4, 1942, marked the turning point for America during World War II; and

WHEREAS, during the early hours of the engagement Torpedo Squadron Eight, flying off the carrier Hornet, bought precious time for the U.S. forces by making the initial strike against the Japanese fleet; and

WHEREAS, Ensign William R. Evans, Jr., a pilot from Indianapolis, was one of the twenty-nine airmen of the thirty-man squadron who did not return that morning;

WHEREAS, Ensign Evans, who grew up at 5019 North Meridian Street, was a bright and energetic graduate of Shortridge High School and Wesleyan College who volunteered to serve his country during those dark years; and

WHEREAS, The WORLD WAR II NATIONAL COMMEMORATIVE ASSOCIATION will honor Ensign Evans during a special 50-year Battle of Midway tribute on June 13 by presenting to the City of Indianapolis a portrait of Ensign Evans who represents those many sons, daughters, and families who did not particularly believe in war--but who did what had to be done to defend America; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to remember the June, 1942, Battle of Midway which was the first major American victory in World War II.

SECTION 2. The Council commends the work of the WORLD WAR II NATIONAL COMMEMORATIVE ASSOCIATION as it focuses upon native son Ensign William R. Evans, Jr. as an appropriate representative of that historic battle, and wishes the Association well during their public tribute on June 13, 1992.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 288, 1992. This proposal, sponsored by Councillor Beadling, recognizes the 60th anniversary of the Richard L. Roudebush Veterans Medical Center. Councillor Beadling introduced Michael Walton, Associate Director, Richard L. Roudebush VA Medical Center; David Unterwagner, Veterans Services Officer, Regional Office, Department of Veterans Affairs; Wilson Tow, General Counsel, Department of Veterans's Affairs; and John Henneman, Public Affairs Officer, Richard L. Roudebush VA Medical Center. Mr. Henneman introduced the following veterans: Dan Boggard, Samuel Garvin, Ralph Wood and Larry Beadling. Councillor Beadling read the resolution and presented framed documents to the aforementioned men. Messrs. Waltom, Unterwagner, Tow and Henneman expressed appreciation for the recognition. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 288, 1992 was adopted by unanimous voice vote.

Proposal No. 288, 1992 was retitled SPECIAL RESOLUTION NO. 47, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1992

A SPECIAL RESOLUTION recognizing the 60th anniversary of the Richard L. Roudebush Veterans Medical Center.

WHEREAS, on June 9, 1992, the Richard L. Roudebush VA Medical Center will be celebrating sixty years of service at its Cold Spring Road Division and forty years of service at its West Tenth Street Division; and

June 8, 1992

WHEREAS, the full service hospitals treat over 5,500 in-patients and 150,000 out-patients a year, has over 1,600 employees, adds over \$109 million a year to the local economy in payroll and purchases, and has over \$100 million in construction projects underway; and

WHEREAS, the medical centers help train over 1,100 health care students from Indiana colleges each year, benefit from 732 volunteers performing 78,000 hours of volunteer work per year, and has cared for U.S. veterans from the Civil War through Desert Storm; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Richard L. Roudebush VA Medical Center and its employees and volunteers for providing high quality and compassionate health care for America's veterans.

SECTION 2. The 60th anniversary occasion on June 9, 1992, is a special day to reflect upon the significant contribution these hospitals make to this community, and for each person associated with the Medical Center to be rededicated to serving their very special patients--the armed forces veterans who have defended America and the freedoms which we cherish.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 289, 1992. This proposal, sponsored by Councillors Golc and Gilmer, recognizes the 500 Gordon Pipers, Inc. Councillor Gilmer read the resolution and presented a framed document to Pipe Major "Doc" Wallace Gordon Diehl, DVM, who expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Gilmer, for adoption. Proposal No. 289, 1992 was adopted by unanimous voice vote. The 500 Gordon Pipers performed several musical numbers.

Proposal No. 289, 1992 was retitled SPECIAL RESOLUTION NO. 48, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1992

A SPECIAL RESOLUTION recognizing the 500 Gordon Pipers, Inc.

WHEREAS, the 500 Gordon Pipers, Inc., or "Gordon Pipers" as they are popularly known, have become a legend with their distinctive Scottish bagpipe music since the group was organized on March 9, 1962; and

WHEREAS, the 33-member Gordon Pipers have performed in twenty-nine consecutive 500 Festival Parades, in the Richmond, Indiana, Rose Festivals, have toured Scotland and Canada, are invited to up to eighteen performances each St. Patrick's Day in March, and play the pipes at over fifty occasions a year; and

WHEREAS, members are from the United States, Scotland, Ireland and Canada, and all share a common interest in the distinctive 2,000-year-old musical instrument which is associated with Scotland; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the dedicated members of the 500 Gordon Pipers, Inc. and the group's founder and Pipe Major, "Doc" Wallace Gordon Diehl, DVM.

SECTION 2. The Council wishes the Gordon Pipers well as they represent Scottish tradition, the rich multicultural heritage of this community, the people of Indianapolis, and themselves in their many performances throughout the Midwest and the world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 270, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 270, 1992 on June 2, 1992. The proposal appoints Rudy Hightower to the Board of Public Safety. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 270, 1992 was adopted by unanimous voice vote.

Proposal No. 270, 1992 was retitled COUNCIL RESOLUTION NO. 60, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 60, 1992

A COUNCIL RESOLUTION appointing Rudy Hightower to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Rudy Hightower

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1992. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 279, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 280, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of City of Indianapolis, Indiana Economic Development Mortgage Revenue Refinancing Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in the aggregate principal amount of \$1,650,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 281, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the reorganization of the Mayor's Office, Department of Administration, Information Services Agency and the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 282, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the reorganization of the Department of Metropolitan Development"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 283, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving a contract for

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the acquisition of professional services to provide a residential community corrections program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 284, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 285, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the reorganization of the Department of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 286, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the reorganization of the Department of Transportation"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 290, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Enforcement and Remedies Ordinance of Marion County"; and the President referred it to the Metropolitan Development Committee.

The President said there will be a meeting of the Committee of the Whole on Proposal Nos. 281, 282, 285 and 286, 1992 as soon as the last committee meeting is held regarding these reorganization proposals.

Councillor Black stated that he would like to postpone Proposal No. 284, 1992 until after the budget hearings. The President said that he will let the chairman of Public Safety and Criminal Justice Committee take that proposal up as soon as the budget hearings are completed.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 277, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 277, 1992 on June 3, 1992. The proposal authorizes the amendment of S.R. No. 84, 1990, as amended, to extend the expiration date on the Inducement Resolution for Meadows Revival, Inc. to December 31, 1992. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 277, 1992 was adopted by a majority voice vote.

Proposal No. 277, 1992 was retitled SPECIAL RESOLUTION NO. 49, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 49, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said

facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 84, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of June 30, 1992 unless the economic development revenue bonds for the project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of June 30, 1992 contained therein and replacing said date with the date of December 31, 1992.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 278, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 278, 1992 on June 3, 1992. The proposal authorizes the amendment of S.R. No. 72, 1990, as amended, to extend the expiration date on the Inducement Resolution for Homeward Partners, Inc. to December 31, 1992. Councillor Giffin stated this project helps to establish a new prevailing wage rate for Marion County for residential high-rises where federal financing is involved. Homeward Partners asked all the local unions working on the project to establish a lower rate, and the impact is that the labor rates on this project are only 40-50% of the prevailing union wage rates. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption.

Councillor West said that a similar residential building project funded by State funds would not be allowed to reduce the wage rates. It might be very important at this point to have the Department of Metropolitan Development see whether the State prevailing wage law, in parallel situations, could be relaxed in the same manner.

Proposal No. 278, 1992 was adopted by a majority voice vote.

Proposal No. 278, 1992 was retitled SPECIAL RESOLUTION NO. 50, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 50, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

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WHEREAS, City-County Special Resolution No. 72, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of June 30, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of June 30, 1992 contained therein and replacing said date with the date of December 31, 1992.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 291-294, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 4, 1992". The Council did not schedule Proposal Nos. 291-294, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 291-294, 1992 were retitled REZONING ORDINANCE NOS. 57-60, 1992 and are identified as follows:

REZONING ORDINANCE NO. 57, 1992. 92-Z-42 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.

5346 NORTH RURAL STREET (approximate address), INDIANAPOLIS.

THOMAS W. and GERALDINE T. MCLAUGHLIN request the rezoning of 1.335 acres, being in the CS District, to the I-1-U classification to provide for an office/distribution facility.

REZONING ORDINANCE NO. 58, 1992. 92-Z-43 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.

2620 RUTH DRIVE (approximate address), INDIANAPOLIS.

BAY DEVELOPMENT CORP., by William F. Lemond, requests the rezoning of 2.0 acres, being in the D-P District, to the C-3 classification to provide for retail sales.

REZONING ORDINANCE NO. 59, 1992. 92-Z-46 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #09.

2426 PARIS AVENUE (approximate address), INDIANAPOLIS.

INDIANAPOLIS BOARD OF SCHOOL COMMISSIONERS requests the rezoning of 2.06 acres, being in the D-8 District, to the SU-2 classification to provide for a gymnasium addition, classroom and other improvements to an existing school.

REZONING ORDINANCE NO. 60, 1992. 92-Z-47 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.

6870 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.

SANDLIAN REALTY, INC., by J. Murray Clark, requests the rezoning of 2.1 acres, being in the C-1 District, to the C-S classification to provide for self-storage warehouses and parking and storage of recreational vehicles.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 232, 1992. The proposal appropriates \$33,011 for the Superior Court, Juvenile Division/Detention Center, to pay the salaries of an additional court reporter and a bailiff. Councillor Dowden asked for consent to postpone Proposal No. 232, 1992 until June 22, 1992. Consent was given.

PROPOSAL NO. 252, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 252, 1992 on June 1, 1992. The proposal authorizes the City to make temporary loans for the use of the Consolidated County Fund. Councillor Rhodes said that this ordinance is necessary because of the State's delayed distribution plan regarding the Property Tax Replacement Credit due the County. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West said that balancing the State budget should not be done at the expense of local governments. The State Legislature should restore the flow of funds to local communities.

The President called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Curry, for adoption. Proposal No. 252, 1992 was adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 252, 1992 was retitled FISCAL ORDINANCE NO. 30, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1992

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated County Fund, during the period July 1, 1992 through December 31, 1992 in anticipation of current taxes levied in the year 1991 and collectible in the year 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

(a) that there will be insufficient funds in the Consolidated County Fund to meet the current expenses payable from the Consolidated County Fund prior to the December 1992 distribution of Taxes levied for said Account, and the December 1992 distribution of Taxes to be collected for the Consolidated County Fund will collectively amount to more than Five Million Five Hundred Thousand Dollars (\$5,500,000) and the interest cost of making temporary loans for the Consolidated County Fund;

WHEREAS, a necessity exists for the making of temporary loans for said Fund in anticipation of Taxes for said Fund actually levied for the year 1991 and in course of collection for the year 1992; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated County Fund of the City in the maximum principal amount of Five Million Five Hundred Thousand Dollars (\$5,500,000) in anticipation of Taxes for the Fund for the year 1992, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated County Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated County Fund, to the Consolidated County Fund, the 1992 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated County Fund, 1992 Budget Fund No. 102, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates not to exceed a maximum rate of ten percent per annum, to be determined as hereinafter provided in Section 3 and

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subsection (b). The Warrants may be issued in one series, designated Series 1992 Warrants ("Series 1992 Warrants"). The Series 1992 Warrants may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for December 1992 for that Fund. The 1992 Warrants may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series 1992 Warrants shall mature and be payable not later than December 31, 1992. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 3(a). The Warrants are not subject to redemption if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 3. (a) The Controller may sell the Warrants in one series as set forth in Section 2, pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have said Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form hereinafter provided.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause to be published the notice of sale twice, with first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for said Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for said Warrants, or portion thereof bid for. If sold at public sale, said Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the Warrants in one or more series to the purchaser or purchasers of said Warrants at public sale in exchange for the agreed purchase price in immediately available funds. The Warrants may all be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understanding with respect to said delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 4. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal \$ _____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES _____
_____(FUND)(ACCOUNT)

On the ____ date of _____, 1992, the City of Indianapolis ("City"), Marion County, Indiana promises to pay (to the bearer)(to The Indianapolis Local Public Improvement Bond Bank), at the office of the Marion County Treasurer, ex officio Treasurer of the City, or _____, the sum of _____ (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of ____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at a rate of ____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1991, and payable in (the first installment) (the second installment) for the year 1992 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current operating expenses of the _____.

This Warrant is in the principal amount of _____ (\$ _____), evidencing a temporary loan in anticipation of the Taxes for the _____ (Fund)(Account).

The temporary loan was authorized by ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the ____ day of _____, 1992, for the purpose of providing funds for the _____ (Fund)(Account) in compliance with IC 36-3-4-22.

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The consideration for the Warrant is a loan made to the City in anticipation of Taxes levied for the _____ (Fund)(Account) of the City for the year of 1991, payable in (the first installment)(the second installment) for the year 1992, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of said Warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the Warrant to be signed in its corporate name by the facsimile signatures of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of said City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this ____ day of _____, 1992.

CITY OF INDIANAPOLIS

BY: _____
Mayor, City of Indianapolis

COUNTERSIGNED:

BY: _____
Controller, City of Indianapolis

ATTEST:

By: _____
Clerk, City of Indianapolis
Beverly S. Rippey

EXHIBIT A
(Advances)

EXHIBIT B
(Maximum Monthly Cumulative Advance)

SECTION 5. Said Warrants shall be executed in the name of the City by the facsimile signature of the Mayor, countersigned by the Controller of the City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 6. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the City represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds will be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City Codes not qualify for

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such exception with regard to any of the Warrants the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall be not an event of default under this ordinance, including without limitation subsections (a) through (d) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 257, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 257, 1992 on June 2, 1992. The proposal transfers and appropriates \$6,900 for the Superior Court, Criminal Division, Room 4, to pay the Mike Tyson trial expenses. Councillor Dowden said that the total cost of the trial is still not known; this appropriation will cover some staff overtime expenses that were incurred. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West commented about the need for the State to pass legislation whereby a person who is found guilty and who has sufficient funds should help pay for the cost of their trial.

The President called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 257, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

4 NOT VOTING: *Golc, Howard, Jimison, Williams*

Proposal No. 257, 1992 was retitled FISCAL ORDINANCE NO. 31, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Six Thousand Nine Hundred Dollars (\$6,900) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Four and reducing certain other appropriations from the Marion County Justice Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (hh) and (dd) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room 4 to pay expenses related to the Mike Tyson trial.

SECTION 2. The sum of Six Thousand Nine Hundred Dollars (\$6,900) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM 4

1. Personal Services
TOTAL INCREASE

COUNTY GENERAL FUND

\$6,900
\$6,900

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SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY JUSTICE AGENCY

3. Other Services & Charges
TOTAL REDUCTION

COUNTY GENERAL FUND

\$6,900
\$6,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 258, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 258, 1992 on June 2, 1992. The proposal appropriates \$66,666 for the Sheriff to utilize a state Project 55 grant to pay officers overtime for working a selective speed enforcement program. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 258, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
2 NAYS: *Black, Howard*

Proposal No. 258, 1992 was retitled FISCAL ORDINANCE NO. 32, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Sixty-six Thousand Six Hundred Sixty-six Dollars (\$66,666) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to utilize State Project Grant 55 to pay officers overtime for working a selective speed enforcement program.

SECTION 2. The sum of Sixty-six Thousand Six Hundred Sixty-six Dollars (\$66,666) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY SHERIFF

1. Personal Services
TOTAL INCREASE

STATE AND FEDERAL GRANTS FUND

\$66,666
\$66,666

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered
State and Federal Grants Fund
TOTAL REDUCTION

\$66,666
\$66,666

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 260, 261 and 262, 1992. Councillor Dowden asked for consent to vote on the three proposals together. Consent was given. PROPOSAL NO. 260, 1992. The proposal appropriates \$700,673 to utilize a state grant for the Community Corrections Agency for fiscal year 1992-93. PROPOSAL NO. 261, 1992. The proposal appropriates \$154,169 for the Community Corrections Agency to continue the Juvenile Re-entry Services Program for fiscal year 1992-93 funded by a state grant. PROPOSAL NO. 262, 1992. The proposal appropriates \$123,564 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1992-93 fiscal year. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 260, 261 and 262, 1992 on June 2, 1992. By a 6-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 260, 261 and 262, 1992 were adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 260, 1992 was retitled FISCAL ORDINANCE NO. 33, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seven Hundred Thousand Six Hundred Seventy-three Dollars (\$700,673) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to appropriate a Grant Award from the Indiana Department of Correction Community Correction for the fiscal year 1992-93.

SECTION 2. The sum of Seven Hundred Thousand Six Hundred Seventy-three Dollars (\$700,673) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$238,095
2. Supplies	15,000
3. Other Services and Charges	404,511
 <u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	<u>43,067</u>
TOTAL INCREASE	\$700,673

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$700,763</u>
TOTAL REDUCTION	\$700,673

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 261, 1992 was retitled FISCAL ORDINANCE NO. 34, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Fifty-four Thousand One Hundred Sixty-nine Dollars (\$154,169) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to request appropriation of an Indiana Department of Correction Juvenile Community Corrections Grant Award to be used for the Juvenile Re-Entry Services Program in its fiscal year 1992-93.

SECTION 2. The sum of One Hundred Fifty-four Thousand One Hundred Sixty-nine Dollars (\$154,169) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$154,169
TOTAL INCREASE	\$154,169

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$154,169
TOTAL REDUCTION	\$154,169

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 262, 1992 was retitled FISCAL ORDINANCE NO. 35, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-three Thousand Five Hundred Sixty-four Dollars (\$123,564) in the Home Detention User Fee Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to utilize Home Detention User Fees to pay for personnel, equipment and supply costs.

SECTION 2. The sum of One Hundred Twenty-three Thousand Five Hundred Sixty-four Dollars (\$123,564) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

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MARION COUNTY COMMUNITY CORRECTIONS

1. Personal Services
2. Supplies
3. Other Services and Charges

HOME DETENTION USER FEE FUND

\$ 65,520
1,500
45,998

COUNTY AUDITOR

1. Personal Services (Fringes)
- TOTAL INCREASE

10,546
\$123,564

SECTION 4. The said additional appropriations are funded by the following reductions:

HOME DETENTION USER FEE FUND

Unappropriated and Unencumbered
Home Detention User Fee Fund
TOTAL REDUCTION

\$123,564
\$123,564

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NOS. 209, 264, 265 and 266, 1992. Councillor Gilmer asked for consent to vote on the four transportation proposals together. Consent was given. PROPOSAL NO. 209, 1992. The proposal, sponsored by Councillor Rhodes, amends the Code by authorizing intersection controls at Illinois Street and 54th Street (District 7). PROPOSAL NO. 264, 1992. The proposal, sponsored by Councillor Beadling, authorizes a multi-way stop at Mud Creek Road and Scotch Pine Lane (District 5). PROPOSAL NO. 265, 1992. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at Blackford Street and North Street (District 16). PROPOSAL NO. 266, 1992. The proposal, sponsored by Councillor Black, amends the Code by authorizing parking restrictions on a segment of Central Avenue (District 6). Councillor Gilmer reported that Proposal Nos. 209, 264, 265 and 266, 1992 were heard by the Transportation Committee on June 3, 1992. By a 7-0 vote, the Committee reported Proposal Nos. 209 and 265, 1992 to the Council with the recommendation that they do pass. By an 8-0 vote, the Committee reported Proposal No. 264, 1992 to the Council with the recommendation that it do pass. By a 7-0 vote, the Committee reported Proposal No. 266, 1992 to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 209, 264, 265 and 266, as amended, 1992 were adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

Proposal No. 209, 1992 was retitled GENERAL ORDINANCE NO. 37, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 7	Illinois Street & 54th Street	Illinois Street	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 7	Illinois Street & 54th Street	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 264, 1992 was retitled GENERAL ORDINANCE NO. 38, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 3	Mud Creek Rd. & Scotch Pine Ln.	Mud Creek Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 3	Mud Creek Rd. Scotch Pine Ln.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 265, 1992 was retitled GENERAL ORDINANCE NO. 39, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	Blackford St. & North St.	North St.	Stop

June 8, 1992

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	Blackford St. & North St.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 266, 1992, as amended, was retitled GENERAL ORDINANCE NO. 40, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

From 7:00 a.m. to 9:00 a.m.
Central Avenue, on the west side, from
Thirty-eighth Street to Fortieth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 228, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 228, 1992 on May 18, 1992 and recommended that it do pass as amended. On May 26, 1992 the Council voted to return the proposal to Committee. On June 1, 1992, the Committee heard the proposal again. The proposal transfers and appropriates \$70,000 for Voters Registration to purchase computer equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes stated that since the May 26th Committee meeting, he received a letter from Voters Registration requesting that the amount to be transferred be decreased from \$70,000 to \$40,000; therefore, he moved, seconded by Councillor Giffin, to reduce the amount being transferred and appropriated by changing the words and figures "Seventy Thousand Dollars (\$70,000)" to "Forty Thousand Dollars (\$40,000)" each time they appear in the proposal. This motion passed by unanimous voice vote.

Councillor Rhodes moved, seconded by Councillor Giffin, for adoption. Proposal No. 228, 1992, as amended, was adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 228, 1992, as amended, was retitled FISCAL ORDINANCE NO. 36, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Forty Thousand Dollars (\$40,000) in the County General Fund for purposes of Voters Registration and reducing certain other appropriations for that Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (f) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Voters Registration to purchase additional computer equipment.

SECTION 2. The sum of Forty Thousand Dollars (\$40,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>\$40,000</u>
TOTAL INCREASE	\$40,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$40,000</u>
TOTAL REDUCTION	\$40,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 259, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 259, 1992 on June 2, 1992. The proposal transfers and appropriates \$17,202 for the Sheriff to pay the salary of a replacement employee. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 259, 1992 was adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 259, 1992 was retitled FISCAL ORDINANCE NO. 37, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Seventeen Thousand Two Hundred Two Dollars (\$17,202) in the County Grant Fund for purposes of the County Sheriff and reducing certain other appropriations for that Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the

June 8, 1992

increases and reductions hereinafter stated for purposes of the County Sheriff to pay salary and fringe benefits for a replacement employee.

SECTION 2. The sum of Seventeen Thousand Two Hundred Two Dollars (\$17,202) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANT FUND</u>
1. Personal Services	\$13,154
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	4,048
TOTAL INCREASE	\$17,202

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANT FUND</u>
3. Other Services and Charges	\$17,202
TOTAL REDUCTION	\$17,202

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OLD BUSINESS

Councillor Golc stated that in his opinion there has been confusion on Proposal No. 3, 1992, the public defender issue, and specifically since the President appointed Robert Elrod as the interim administrator. The President defended his appointment of Mr. Elrod because (1) the Marion Superior Court Judge Carr Darden cancelled two meetings that were set to discuss this matter, (2) there are no funds to pay anyone for the job, and (3) Mr. Elrod is qualified to apply for State grants.

ANNOUNCEMENTS AND ADJOURNMENT

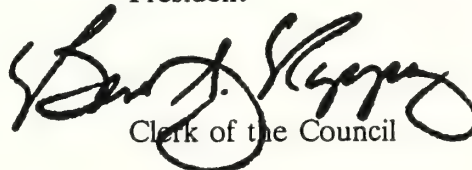
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:05 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of June, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President



Clerk of the Council

ATTEST:

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JUNE 22, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, June 22, 1992, with Councillor SerVaas presiding.

Councillor Golc led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coughenour recognized the presence of a group from the Department of Public Works. Councillor Hinkle introduced a former director of the Department of Transportation, Fred Madorin. Councillor Gilmer introduced Amy Bradley, a former Councillor from the west side.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 22, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

June 9, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, June 11, 1992, a copy of LEGAL NOTICE on General Ordinance Numbers 31 and 32, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 30, 1992, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated County Fund, during the period July 1, 1992 through December 31, 1992 in anticipation of current taxes levied in the year 1991 and collectible in the year 1992 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 32, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Sixty-six Thousand Six Hundred Sixty-six Dollars (\$66,666) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 33, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seven Hundred Thousand Six Hundred Seventy-three Dollars (\$700,673) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 34, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Fifty-four Thousand One Hundred Sixty-nine Dollars (\$154,169) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

June 22, 1992

FISCAL ORDINANCE NO. 35, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-three Thousand Five Hundred Sixty-four Dollars (\$123,564) in the Home Detention User Fee Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

FISCAL ORDINANCE NO. 36, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Forty Thousand Dollars (\$40,000) in the County General Fund for purposes of Voters Registration and reducing certain other appropriations for that Department.

SPECIAL RESOLUTION NO. 46, 1992, remembering the Battle of Midway.

SPECIAL RESOLUTION NO. 47, 1992, recognizing the 60th anniversary of the Richard L. Roudebush Veterans Medical Center.

SPECIAL RESOLUTION NO. 48, 1992, recognizing the 500 Gordon Pipers, Inc.

SPECIAL RESOLUTION NO. 49, 1992, authorizing the amendment of Special Resolution No. 84, 1990, as amended, to extend the expiration date on the Inducement Resolution for Meadows Revival, Inc. to December 31, 1992.

SPECIAL RESOLUTION NO. 50, 1992, authorizing the amendment of Special Resolution No. 72, 1990, as amended, to extend the expiration date on the Inducement Resolution for Homeward Partners, Inc. to December 31, 1992.

GENERAL ORDINANCE NO. 37, 1992, amending the Code by authorizing intersection controls at Illinois Street and 54th Street (District 7).

GENERAL ORDINANCE NO. 38, 1992, amending the Code by authorizing a multi-way stop at Mud Creek Road and Scotch Pine Lane (District 5).

GENERAL ORDINANCE NO. 39, 1992, amending the Code by authorizing a multi-way stop at Blackford Street and North Street (District #16).

GENERAL ORDINANCE NO. 40, 1992, amending the Code by authorizing parking restrictions on a segment of Central Avenue (District 6).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of June 8, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 303, 1992. This proposal, sponsored by Councillors Rhodes, Jimison and McClamroch, recognizes the Kiwanis International Convention. Councillor Rhodes read the resolution and presented a framed document to David Blackmer, Director of Public Relations, Kiwanis International, who expressed appreciation for the recognition. Councillor

Jimison moved, seconded by Councillor McClamroch, for adoption. Proposal No. 303, 1992 was adopted by unanimous voice vote.

Proposal No. 303, 1992 was retitled SPECIAL RESOLUTION NO. 51, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1992

A SPECIAL RESOLUTION recognizing the Kiwanis International Convention.

WHEREAS, Kiwanis International is a service organization for business and professional men and women consisting of 326,750 members in 8,634 local clubs in 81 nations; and

WHEREAS, Kiwanis raised \$69 million and donated over 22 million volunteer hours last year, sponsors Key Clubs in 3,800 high schools and Circle K Clubs in 546 college campuses; and

WHEREAS, the organization's world headquarters is in northwestern Indianapolis employing 130 people who process 20,000 pieces of Kiwanis mail a week; and

WHEREAS, the Kiwanis Club of Indianapolis is the largest local Kiwanis club in the world, and the organization's international President-elect is William L. Lieber of Merrillville, Indiana; and

WHEREAS, for the first time since 1937, Indianapolis is proud to be the host city for the 77th Annual Kiwanis International Convention June 21-25, 1992, attracting 14,000 Kiwanis members and their families to Indiana's capital city; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council welcomes all who are a part of the 77th Kiwanis International Convention.

SECTION 2. The Council expresses its appreciation that Kiwanis International elects to have its headquarters in Indianapolis, congratulates fellow Hoosier William L. Lieber as Kiwanis International President-elect, and commends the organization and each of its clubs and members for their exceptional volunteer work in hometowns across the world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 304, 1992. This proposal, sponsored by Councillor Gilmer, recognizes Julie Anderson. Councillor Gilmer read the resolution and presented a framed document to Ms. Anderson, who expressed appreciation for the recognition. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal No. 304, 1992 was adopted by unanimous voice vote.

Proposal No. 304, 1992 was retitled SPECIAL RESOLUTION NO. 52, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 52, 1992

A SPECIAL RESOLUTION recognizing Julie Anderson.

WHEREAS, Julie Anderson, Manager of the Citizens Services Section of the Indianapolis Department of Transportation retired June 16, 1992, after completing twenty-two years with the Department; and

WHEREAS, she began her service on June 1, 1970, only months after Unified Government came into being, and Richard G. Lugar was newly sworn in as Mayor; and

June 22, 1992

WHEREAS, she organized the complaint section of the transportation department which came to be known as the Citizens Services Section, beginning with one phone, one file cabinet, and one summer employee; and

WHEREAS, over the years her section typically processed 35,000 to 45,000 calls per year, and modernized the procedure from sending complaints twice a day by messenger to the work areas of the Department, to today's information flow which utilizes modern computers and FAX machines.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Julie Anderson who for twenty-two years served as an extremely capable bridge between citizens who have questions and complaints, and Indianapolis Department of Transportation officials and work crews to get things done.

SECTION 2. The Council recognizes Julie as an outstanding example of the many proficient and loyal public employees in Indianapolis and Marion County, and wish her well in her retirement avocations of travel, animals, and reading.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 305, 1992. This proposal, sponsored by Councillor Coughenour, recognizes Thomas J. Quinn. Councillor Coughenour read the resolution and presented a framed document to Mr. Quinn, who expressed appreciation for the recognition. His wife Barbara was also present. Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 305, 1992 was adopted by unanimous voice vote.

Proposal No. 305, 1992 was retitled SPECIAL RESOLUTION NO. 53, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 53, 1992

A SPECIAL RESOLUTION recognizing Thomas J. Quinn.

WHEREAS, Thomas J. Quinn served with distinction as Administrator of the Advanced Wastewater Treatment Division of the Indianapolis Department of Public Works from July, 1984, to July, 1992; and

WHEREAS, under his stewardship the water quality of White River improved, electricity costs for water treatment decreased \$1.2 million a year, a complex sludge disposal problem was solved, sludge processing costs were reduced by fifty percent, the total budget for getting the job done is lower than it was eight years ago, and sewer user fees have not increased during those eight years; and

WHEREAS, Mr. Quinn demonstrated a deep personal concern for his employees and constantly emphasized training, professionalism, self-esteem, and customer service; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Thomas J. Quinn for his dedicated service to the people of Indianapolis.

SECTION 2. The Council wishes him well in his new position in Cincinnati, Ohio.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Beadling expressed her appreciation to everyone who helped Marion County last week recover from the storm.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 295, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the Marion County Jail Lease and an amendment to the Marion County Juvenile Detention Center Lease"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 296, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$4,000 for the Warren Township Assessor to cover gasoline expenses"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 297, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning the reorganization of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 298, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$99,960 for the Department of Parks and Recreation to operate a Youth Conservation Corp program funded by a National Park Service Grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 299, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,800 for the Department of Parks to conduct youth cultural enrichment programs funded by a Clowes Foundation Grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 300, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$297,820 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Justice Agency to provide for the continuation of various programs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 301, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$15,905 for the Community Corrections Agency to move a position funded by the Community Corrections Fund to the Home Detention User Fee Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 302, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$350,000 for the Department of Transportation, Operations Division, to increase funding for resurfacing"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 306, 1992. Introduced by Councillors Hinkle, Beadling, Curry, Franklin, Giffin, McClamroch, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith and West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION freezing certain

salaries for 1992 and limiting salary increases for 1993"; and the President referred it to the Rules and Public Policy Committee.

The President stated that he has appointed an ad hoc committee to study the City-County salaries. Councillor Boyd asked the President to name the members of the ad hoc committee. The President responded that they are Councillors Curry, West and Rhodes, and he will name one more member as soon as he confers with the Minority Leader.

Councillor Rhodes moved, seconded by Councillor Giffin, to reassign Proposal No. 255, 1992 from the Administration and Finance Committee to the Rules and Public Policy Committee. He said that the sponsors, Councillors Jimison and Mullin, concur. This motion passed by an unanimous voice vote.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 307, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on June 19, 1992". The Council did not schedule Proposal No. 307, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 307, 1992 was retitled REZONING ORDINANCE NO. 61, 1992 and is identified as follows:

REZONING ORDINANCE NO. 61, 1992. 92-Z-43 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.
2620 RUTH DRIVE (approximate address), INDIANAPOLIS.
BAY DEVELOPMENT CORP., by William F. Lemond, requests the rezoning of 2.0 acres, being in the D-P District, to the C-3 classification to provide for retail sales.

PROPOSAL NOS. 308-314, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 19, 1992". The Council did not schedule Proposal Nos. 308-314, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 308-314, 1992 were retitled REZONING ORDINANCE NOS. 62-68, 1992 and are identified as follows:

REZONING ORDINANCE NO. 62, 1992. 92-Z-27 (DP-1) FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #14.
4402-4502 SOUTH ARLINGTON AVENUE, (approximate address), INDIANAPOLIS.
DURA BUILDERS, INC., by Thomas Michael Quinn, requests the rezoning of 47.3 acres, being in the SU-2 District, to the D-P classification to provide for a planned unit residential development.

REZONING ORDINANCE NO. 63, 1992. 92-Z-36 (DP-3) WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #02.
8140 SPRING MILL ROAD (approximate address), INDIANAPOLIS.
RESORTS CONDOMINIUMS INTERNATIONAL, INC., by Philip A. Nicely, requests the rezoning of 39.5 acres, being in the SU-1/SU-2/D-S Districts, to the DP classification to provide for residential development by platting.

REZONING ORDINANCE NO. 64, 1992. 92-Z-44 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #04.
8219 EAST 75TH STREET, INDIANAPOLIS.
DENNIS L. and SHERRY M. JOURDAN request the rezoning of 1.0 acre, being in the D-A District, to the D-2 classification to provide for the development of single-family homes.

REZONING ORDINANCE NO. 65, 1992. 92-Z-50 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #12.
7522, 7530 and 7534 EAST 30TH STREET, INDIANAPOLIS.
MICHAEL L. and JEAN RANSBURG OLSON, by Philip A. Nicely, requests the rezoning of 1.01 acres, being in the D-4 District, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 66, 1992. 92-Z-51 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #25.

4309 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.

HAROLD S. RIDDLE requests the rezoning of 12.05 acres, being in the I-3-S/FP/FW District, to the C-7/FP/FW classification to provide for the sales and service of semi-tractors and trailers.

REZONING ORDINANCE NO. 67, 1992. 92-Z-54 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.

2232 NATIONAL AVENUE (approximate address), INDIANAPOLIS.

OAKLEAF PROPERTIES, an Indiana General Partnership, requests the rezoning of 1.0 acre, being in the D-4 District, to the C-4 classification to provide for mixed retail uses.

REZONING ORDINANCE NO. 68, 1992. 92-Z-55 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.

4837 SOUTH FERGUSON ROAD (approximate address), INDIANAPOLIS.

AL & L, INC. requests the rezoning of 14.04 acres, being in the D-A District, to the D-S classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 232, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 232, 1992 on June 10, 1992. The proposal appropriates \$33,011 for the Superior Court, Juvenile Division/Detention Center, to pay the salaries of an additional court reporter and a bailiff. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it be tabled. Councillor Dowden moved, seconded by Councillor Schneider, to table the proposal. Proposal No. 232, 1992 was tabled by unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NOS. 241, 242 and 244, 1992. Councillor Gilmer asked for consent to vote on these three transportation proposals together. Consent was given. PROPOSAL NO. 241, 1992. The proposal, sponsored by Councillor Black, amends the Code by authorizing parking restrictions on the east side of College Avenue from 225 feet south of 42nd Street to 225 feet north of 42nd Street (District 6). PROPOSAL NO. 242, 1992. The proposal, sponsored by Councillor Black, amends the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 49th Street to 275 feet north of 49th Street (District 6). PROPOSAL NO. 244, 1992. The proposal, sponsored by Councillor Rhodes, amends the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 54th Street to 290 feet north of 54th Street (District 7). Councillor Gilmer reported that the Transportation Committee heard these proposals on June 17, 1992. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they be stricken. Councillor Gilmer moved, seconded by Councillor Black, to strike. Proposal Nos. 241, 242 and 244, 1992 were stricken by unanimous voice vote.

PROPOSAL NO. 263, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 263, 1992 on June 16, 1992. The proposal, sponsored by Councillors Hinkle and Giffin, establishes an Airport Economic Development Tax Area. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Curry moved, seconded by Councillor Hinkle, to technically amend Proposal No. 263, 1992 by inserting the Resolution No. "92-061" in the second "Whereas" paragraph. This

motion passed by unanimous voice vote. Councillor Curry moved, seconded by Councillor Giffin, for adoption. Proposal No. 263, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

2 NOT VOTING: Coughenour, Williams

Proposal No. 263, 1992, as amended, was retitled SPECIAL ORDINANCE NO. 6, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1992

A SPECIAL ORDINANCE approving the establishing of the Airport Economic Development Tax Area.

WHEREAS, on May 20, 1992, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission") adopted its Airport Economic Development Tax Area Declaratory Resolution, Resolution No. 92-49 (the "Declaratory Resolution"), declaring a certain geographical area located within the Airport Development Zone of the City of Indianapolis, Indiana, as an economic development tax area pursuant to the provisions of IC 36-7-27 (the "Act") and designating said economic development tax area as the Airport Economic Development Tax Area; and

WHEREAS, on June 3, 1992, the Commission, following a public hearing thereon upon notice as required by law, adopted its Airport Economic Development Tax Area Confirmatory Resolution, Resolution No. 92-061 ("Confirmatory Resolution"), declaring the Airport Economic Development Tax Area as an allocation area for the purpose of distribution and allocation of covered local income taxes (as that term is defined in the Act), and confirming the Declaratory Resolution; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana, has determined that the designation of the Airport Economic Development Tax Area as set forth in the Confirmatory Resolution is of public utility and benefit and in the best interests of the citizens of the City of Indianapolis; now therefore;

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby approves the determination of the Commission establishing the Airport Economic Development Tax Area as set forth in the Declaratory Resolution and confirmed by the Confirmatory Resolution.

SECTION 2. This ordinance shall be in full force and effect from and after compliance with IC 36-3-4-14.

PROPOSAL NO. 279, 1992. The proposal authorizes the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988. Councillor Giffin asked for consent to table Proposal No. 279, 1992. Consent was given.

PROPOSAL NO. 280, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 280, 1992 on June 3, 1992. The proposal authorizes the issuance of City of Indianapolis, Indiana Economic Development Mortgage Revenue Refinancing Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in the aggregate principal amount of \$1,650,000. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Giffin moved, seconded by Councillor Franklin, to amend Proposal No. 280, 1992 by deleting the stricken-through text and inserting the underlined text to read as follows:

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue Economic Development Mortgage Revenue Refunding Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in an aggregate principal amount not to exceed One Million Six Hundred Fifty Thousand Dollars (\$1,650,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Mortgage Revenue Refunding Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in an aggregate principal amount not to exceed \$1,650,000 (the "Series 1992 Bonds") pursuant to the ~~Mortgage and Trust Indenture~~ dated as of ~~June~~ July 1, 1992 (the "Indenture") between the Issuer and Merchants National Bank & Trust Company of Indianapolis, as Trustee (the "Trustee") in order to obtain funds to lend to James A. House, Jr. and Elizabeth L. House (the "Borrower"); pursuant to the Loan Agreement, Mortgage and Security Agreement dated as of ~~June~~ July 1, 1992 (the "Loan Agreement") between the Issuer and the Borrower; for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds (James A. House, Jr. and Elizabeth L. House Project) (the "Original Bonds"), which were issued for the purpose of financing the costs of the renovation of an existing seventeen (17) floor plus basement and sub-basement building containing approximately 82,000 square feet for use as an office building and the machinery and equipment to be installed therein located at 32 East Washington Street, Indiana, Indiana (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the ~~Company~~ Borrower of the loan of the proceeds of the Series 1992 Bonds and further provides (i) for the ~~Company's Borrower's~~ repayment obligation to be evidenced by the ~~Company's Borrower's~~ Note, Series 1992 (the "Series 1992 Note") and (ii) such loan and the Series 1992 Note to be secured by the lien and security interest therein provided for; and (iii) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Credit Agreement ~~to be dated as of the date of closing of this transaction, such date to be no later than ninety (90) days from the date of this Special Ordinance (the "Credit Agreement") (as defined in the Loan Agreement)~~ among the Company and Merchants National Bank & Trust Company of Indianapolis (the "Letter of Credit Bank"); and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1992 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1992 Bonds which are payable solely and only out of the payments to be made by the Borrower with respect to the Series 1992 Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and

WHEREAS, the Indianapolis Economic Development Commission on June 3, 1992 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bonds which were issued to finance the Project which will continue to be owned by the Borrower complies with the purposes and provision of the Act and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Preliminary Placement Memorandum; and 4) the Credit Agreement (and the form of the Letter of Credit attached thereto as Exhibit A); and 5) the form of the Series 1992 Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1992 Bonds, the loan of the net proceeds thereof to the Company Borrower for the purposes of affecting the current refunding of the Project, and the repayment of said loan by the Company Borrower will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters.

SECTION 4. The City of Indianapolis shall issue its Series 1992 Bonds in an aggregate principal amount not to exceed One Million Six Hundred Fifty Thousand Dollars (\$1,650,000) for the purpose of procuring funds to loan to the Borrower in order to affect a current refunding of the Original Bonds which Series 1992 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Borrower on its Series 1992 Note in the principal amount of equal to the aggregate principal amount of the Series 1992 Bonds which will be executed and delivered by the Borrower to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1992 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1992 Bonds to the purchase or purchasers thereof at a price not less than 100% of the principal amount thereof, plus accrued interest, in any, and at a stated per annum rate of interest not to exceed nine percent (9%) per annum. The use of a Placement Memorandum in substantially the same form as the Preliminary Placement Memorandum approved herein is approved for use and distribution by Merchants National Bank & Trust Company of Indianapolis as Placement Agent in connection with the marketing of the Series 1992 Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and city Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1992 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1992 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1992 Bonds shall be dated the date of closing this transaction, such date to be no later than ninety (90) days from the date of this Special Ordinance. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1992 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Series 1992 Bonds and after the issuance of said Series 1992 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1992 Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Giffin's amendment was passed by unanimous voice vote. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 280, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams*

0 NAYS:

2 NOT VOTING: *Black, Smith*

Councillor Smith stated that he abstained due to a possible conflict of interest.

Proposal No. 280, 1992, as amended, was retitled SPECIAL ORDINANCE NO. 7, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1992

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue Economic Development Mortgage Revenue Refunding Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in an aggregate principal amount not to exceed One Million Six Hundred Fifty Thousand Dollars (\$1,650,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Mortgage Revenue Refunding Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in an aggregate principal amount not to exceed \$1,650,000 (the "Series 1992 Bonds") pursuant to the Trust Indenture dated as of July 1, 1992 (the "Indenture") between the Issuer and Merchants National Bank & Trust Company of Indianapolis, as Trustee (the "Trustee") in order to obtain funds to lend to James A. House, Jr. and Elizabeth L. House (the "Borrower"); pursuant to the Loan Agreement, Mortgage and Security Agreement dated as of July 1, 1992 (the "Loan Agreement") between the Issuer and the Borrower; for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis, Indiana Economic Development Mortgage Revenue Bonds (James A. House, Jr. and Elizabeth L. House Project) (the "Original Bonds"), which were issued for the purpose of financing the costs of the renovation of an existing seventeen (17) floor plus basement and sub-basement building containing approximately 82,000 square feet for use as an office building and the machinery and equipment to be installed therein located at 32 East Washington Street, Indiana, Indiana (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Series 1992 Bonds and further provides (i) for the Borrower's repayment obligation to be evidenced by the Borrower's Note, Series 1992 (the "Series 1992 Note") and (ii) such loan and the Series 1992 Note to be secured by the lien and security interest therein provided for; and (iii) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Credit Agreement (as defined in the Loan Agreement) among the Company and Merchants National Bank & Trust Company of Indianapolis (the "Letter of Credit Bank"); and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1992 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1992 Bonds which are payable solely and only out of the payments to be made by the Borrower with respect to the Series 1992 Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and

WHEREAS, the Indianapolis Economic Development Commission on June 3, 1992 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bonds which were issued to finance the Project which will continue to be owned by the Borrower complies with

the purposes and provision of the Act and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Preliminary Placement Memorandum; and 4) the form of the Series 1992 Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1992 Bonds, the loan of the net proceeds thereof to the Borrower for the purposes of affecting the current refunding of the Project, and the repayment of said loan by the Borrower will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters.

SECTION 4. The City of Indianapolis shall issue its Series 1992 Bonds in an aggregate principal amount not to exceed One Million Six Hundred Fifty Thousand Dollars (\$1,650,000) for the purpose of procuring funds to loan to the Borrower in order to affect a current refunding of the Original Bonds which Series 1992 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Borrower on its Series 1992 Note in the principal amount of equal to the aggregate principal amount of the Series 1992 Bonds which will be executed and delivered by the Borrower to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1992 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1992 Bonds to the purchase or purchasers thereof at a price not less than 100% of the principal amount thereof, plus accrued interest, in any, and at a stated per annum rate of interest not to exceed nine percent (9%) per annum. The use of a Placement Memorandum in substantially the same form as the Preliminary Placement Memorandum approved herein is approved for use and distribution by Merchants National Bank & Trust Company of Indianapolis as Placement Agent in connection with the marketing of the Series 1992 Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and city Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1992 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1992 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1992 Bonds shall be dated the date of closing this transaction, such date to be no later than ninety (90) days from the date of this Special Ordinance. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1992 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Series 1992 Bonds and after the issuance of said Series 1992 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1992 Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 283, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 283, 1992 on June 10, 1992. The proposal approves a contract for the acquisition of professional services to provide a residential community corrections program. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 283, 1992 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Black

Proposal No. 283, 1992 was retitled GENERAL RESOLUTION NO. 3, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1992

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency ("Agency") to contract for professional services to provide a residential community corrections program for eligible offenders.

WHEREAS, the Agency Advisory Board was established pursuant to IC 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, the Agency has adequate funds to enter into a contract for a residential community corrections program; and

WHEREAS, any agreement entered into by the Agency to provide a residential community corrections program for eligible offenders must be approved by the City-County Council; and

WHEREAS, the Agency desires to contract for professional services to provide a residential community corrections program for eligible offenders; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contract contemplated by the Marion County Community Corrections Agency to obtain professional services to provide a residential community corrections program for eligible offenders.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:02 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of June, 1992.

June 22, 1992

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt Serwaas

President

ATTEST:

Ben J. Hagan

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, JULY 20, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, July 20, 1992, with Councillor SerVaas presiding.

Councillor Rhodes led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council

Journal of the City-County Council

Chambers, on Monday, July 20, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

July 6, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 9, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 298, 299, 300 and 301, 1992, to be held on Monday, July 20, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 51, 1992, recognizing the Kiwanis International Convention.

SPECIAL RESOLUTION NO. 52, 1992, recognizing Julie Anderson.

SPECIAL RESOLUTION NO. 53, 1992, recognizing Thomas J. Quinn.

SPECIAL ORDINANCE NO. 6, 1992, establishing an Airport Economic Development Tax Area.

SPECIAL ORDINANCE NO. 7, 1992, authorizing the issuance of City of Indianapolis, Indiana Economic Development Mortgage Revenue Refinancing Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in the aggregate principal amount of \$1,650,000.

GENERAL RESOLUTION NO. 3, 1992, approving a contract for the acquisition of professional services to provide a residential community corrections program.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of June 22, 1992. There being no additions or corrections, the minutes were approved as distributed.

OVERVIEW OF REORGANIZATION OF DEPARTMENTS OF ADMINISTRATION, METROPOLITAN DEVELOPMENT, PARKS AND RECREATION, PUBLIC WORKS AND TRANSPORTATION

Stephen Goldsmith, Mayor, City of Indianapolis, stated that there are no major substantive changes in the restructuring of the following departments: Administration, Metropolitan Development, Parks and Recreation, Public Works and Transportation. He introduced the members of his administration who presented an overview of the reorganization of each of the departments: Cathy Cregor, Deputy Mayor, Department of Administration; Nancy Silvers, Deputy Mayor, Department of Metropolitan Development; Leon Younger, Director, Department of Parks and Recreation; Barry Baer, Director, Department of Public Works; and Mitch Roob, Director, Department of Transportation.

Councillor Coughenour asked that the Councillors receive organizational charts with the staff's names and telephone numbers of the departments plus the Mayor's Office. Councillor Black asked for the salary breakdown of the staff.

Councillor Curry asked the following questions: (1) can all the department charts show how responsibility flows to the Mayor, (2) what functions are reported directly to the Mayor and how do they supplement or complement department functions, (3) where does the ongoing Asset Management reside, and (4) can the proposed budgets for 1993 show reconstructed 1992 sources for each character and significant object to help the Council see the impact of the new organization. The President suggested that Councillor Curry put his requests in writing and the Clerk will see that the Mayor receives it.

Councillor Howard questioned Deputy Mayor Cregor on how the Equal Opportunity Division will be able to ensure compliance with affirmative action goals with a reduced staff. Deputy Mayor Cregor replied that the administration has realigned, not eliminated, the equal opportunity function. She said that Mayor Goldsmith will be making a major announcement regarding equal opportunity in the next few weeks.

Councillor Black requested a report from the city departments outlining their affirmative action program.

Councillor Gilmer asked who he should consult concerning economic questions in his district. Deputy Mayor Cregor replied that the Mayor recently announced a small business ombudsman, Gene Lausch; and Councillor Gilmer could also contact Larry Gigerich, special assistant to Mayor Goldsmith for economic development.

Councillor Boyd stated that the Council has advise and consent authority over deputy mayor appointees. He expressed concern that there are two other persons who are on Mayor Goldsmith's staff, who operate on the same level of authority as the two deputy mayors, and who are not subject to Council approval.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 315, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,168,855 for the Department of Administration, Occupational and Community Services Division, to provide summer employment for youths through utilization of federal grants via the State"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 316, 1992. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$100,000 for the Department of Administration, Legal Division, to cover unexpected litigation expenses"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 317, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$25,000 for the Department of Administration, Human Resources Division, to pay for computerization expenses"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 318, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of approximately 15,000 square feet of office space for the Marion County Cooperative Extension Service"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 319, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$250,000 for the Department of Metropolitan Development, Planning Division, to cover organizational costs to improve the efficiency of the transportation system"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 320, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$130,694 for the Department of Metropolitan Development, Planning Division, to support a Ft. Harrison planning team"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 321, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$25,000 for the Department of Parks and Recreation to provide summer programs for children, funded by Lilly Endowment, United Way and the English Foundation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 322, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$500 for the Presiding Judge of the Municipal Court to assist with the GED/Adult Basic Education program, funded by Indiana National Bank"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 323, 1992. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$51,100 for the Superior Court, Juvenile Division/Detention Center, to continue the Guardian Ad Litem Program, funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 324, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$25,000 for the Forensic Services Agency to purchase chemical supplies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 325, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$72,587 for the Community Corrections Agency to provide additional security at the Marion County Community Corrections Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 326, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the duties and responsibilities of the Marion County Justice Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 327, 1992. Introduced by Councillors SerVaas, Beadling, Borst, Franklin and Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the Building Authority's security officers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 328, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning weapons"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 329, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,254,250 for the Department of Public Works, Advanced Wastewater Treatment Division, to cover the costs of a study of the City's combined sewer overflow system"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 330, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Spinnaker Cove subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 331, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Bradford Meadows subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 332, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Crooked Creek subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 333, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Dandy Trail and 34th Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 334, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing a traffic signal at the intersection of Moller Road and 46th Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 335, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Guion Road and 62nd Street (Districts 1 and 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 336, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Kentucky Avenue, Olender Drive and Southwest Drive (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 337, 1992. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by upgrading existing intersection controls to current DOT standards at various locations (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 338, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Bridgeport Road and Hauelsen Road (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 339, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Brewster and Sawleaf Roads and Brewster and Staghorn Roads (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 340, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Merrill Street and Missouri Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 341, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of German Church Road and 10th Street (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 342, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on both sides of Vermont Street between West Street and Toledo Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 343, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting parking restrictions on the east side of Meridian Street from a point 74 feet south of New York Street to a point 162 feet south of New York Street (District 16)"; and the President referred it to the Transportation Committee.

July 20, 1992

PROPOSAL NO. 344, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the length of the current loading zone for the Indianapolis Symphony Orchestra, 45 Monument Circle (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 345, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a passenger and material loading zone at 100 East Court Street for the Summit Bank (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 346, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 88 foot bus stop zone on the west side of Pennsylvania Street, from a point 36 feet north of Ohio Street to a point 124 feet north of Ohio Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 347, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 35 mph speed limit on Dandy Trail between 46th Street and 56th Street (District 1)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 348, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 17, 1992". The Council did not schedule Proposal No. 348, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 348, 1992 was retitled REZONING ORDINANCE NO. 69, 1992 and is identified as follows:

REZONING ORDINANCE NO. 69, 1992. 91-Z-8 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #06.
520 WEST 46TH STREET, INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.144 acres, being in the UQ-2 District, to the D-5 classification to provide for the development of single-family housing.

PROPOSAL NO. 349, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 17, 1992". The Council did not schedule Proposal No. 349, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 349, 1992 was retitled REZONING ORDINANCE NO. 70, 1992 and is identified as follows:

REZONING ORDINANCE NO. 70, 1992. 92-Z-45 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #25.
120 NORTH 18TH AVENUE (approximate address), INDIANAPOLIS.
J. GREG ALLEN requests the rezoning of 1.07 acres, being in the D-5 District, to the C-3 classification to provide for a drug store.

PROPOSAL NO. 350, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 17, 1992". The Council did not schedule Proposal No. 350, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 350, 1992 was retitled REZONING ORDINANCE NO. 71, 1992 and is identified as follows:

REZONING ORDINANCE NO. 71, 1992. 92-Z-12 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.
8101 CRAWFORDSVILLE ROAD (approximate address), INDIANAPOLIS.
JOHNSON, SMITH, DENSBORN, WRIGHT AND HEATH request the rezoning of 1.928 acres, being in the D-A District, to the I-2-S classification to provide for an office/warehouse for an electrical contractor.

PROPOSAL NOS. 351-354, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 17, 1992". The Council did not schedule Proposal Nos. 351-354, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 351-354, 1992 were retitled REZONING ORDINANCE NOS. 72-75, 1992 and are identified as follows:

REZONING ORDINANCE NO. 72, 1992. 92-Z-41 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
6960 EAST STOP 11 ROAD (approximate address), INDIANAPOLIS.
PEACE FREE WILL BAPTIST CHURCH, INC. requests the rezoning of 7.781 acres, being in the D-A District, to the SU-1 classification to provide for the development of a church.

REZONING ORDINANCE NO. 73, 1992. 92-Z-57 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 04.
7401 GRAHAM ROAD (approximate address), INDIANAPOLIS,
K & K REALTY, INC. requests the rezoning of 2.99 acres, being in the D-A District. to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 74, 1992. 92-Z-59 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
7525 MCFARLAND ROAD (approximate address), INDIANAPOLIS.
KOE ENGINEERING AND SURVEYING requests the rezoning of 11.695 acres, being in the D-A District, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 75, 1992. 92-Z-68 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
10451 EAST 63RD STREET (approximate address), INDIANAPOLIS.
SCM REAL ESTATE COMPANY DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests the rezoning of 0.7517 acre, being in the D-7 District, to the D-3 classification to provide for residential development.

PROPOSAL NOS. 355-357, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 17, 1992". The Council did not schedule Proposal Nos. 355-357, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 355-357, 1992 were retitled REZONING ORDINANCE NOS. 76-78, 1992 and are identified as follows:

REZONING ORDINANCE NO. 76, 1992. 91-Z-128 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.
5650 WEST 85TH STREET, INDIANAPOLIS.
MUTUAL LIFE INSURANCE COMPANY OF NEW YORK, by Mary E. Solada, requests the rezoning of 2.0 acres, being in the C-3/C-1 Districts, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 77, 1992. 92-Z-60 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.
643 MASSACHUSETTS AVENUE (approximate address), INDIANAPOLIS.
ASHER CONSTRUCTION AND DEVELOPMENT requests the rezoning of 0.21 acre, being in the I-3-U District, to the CBD-2 classification to provide for a reproduction and duplicating business with retail sales.

REZONING ORDINANCE NO. 78, 1992. 92-Z-64 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #03.
7835 ALLISONVILLE ROAD (approximate address), INDIANAPOLIS.
W. G. TAIT, INC., by Peter D. Cleveland, requests the rezoning of 3.1 acres, being in the D-A District, to the D-2 classification to provide for the development of a residential subdivision by platting.

July 20, 1992

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 298, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 298, 1992 on July 2, 1992. The proposal appropriates \$99,960 for the Department of Parks and Recreation to operate a Youth Conservation Corp program funded by a National Park Service Grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:07 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Giffin, for adoption. Proposal No. 298, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams

0 NAYS:

5 NOT VOTING: Coughenour, Dowden, Golc, Schneider, Smith

Proposal No. 298, 1992 was retitled FISCAL ORDINANCE NO. 38, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety-nine Thousand Nine Hundred Sixty Dollars (\$99,960) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to appropriate a National Park Service Grant to operate the Youth Conservation Corp program.

SECTION 2. The sum of Ninety-nine Thousand Nine Hundred Sixty Dollars (\$99,960) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION ADMINISTRATION DIVISION

- 1. Personal Services
- 3. Other Services and Charges
- TOTAL INCREASE

PARK GENERAL FUND

\$56,947
43,013
\$99,960

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Park General Fund
TOTAL REDUCTION

PARK GENERAL FUND

\$99,960
\$99,960

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 299, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 299, 1992 on July 2, 1992. The proposal appropriates \$8,800 for the Department of Parks to conduct youth cultural enrichment programs funded by a

Clowes Foundation Grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:09 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Howard, for adoption. Proposal No. 299, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
3 NOT VOTING: *Coughenour, Golc, Ruhmkorff*

Proposal No. 299, 1992 was retitled FISCAL ORDINANCE NO. 39, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Eight Thousand Eight Hundred Dollars (\$8,800) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, to appropriate a Clowes Foundation Grant to be used for youth cultural enrichment programs.

SECTION 2. The sum of Eight Thousand Eight Hundred Dollars (\$8,800) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u> <u>RECREATION AND SPORTS FACILITIES DIVISION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	<u>\$8,800</u>
TOTAL INCREASE	\$8,800

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$8,800</u>
TOTAL REDUCTION	\$8,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 300, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 300, 1992 on June 24, 1992. The proposal appropriates \$297,820 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Justice Agency to provide for the continuation of various programs. Councillor Dowden said the Community Corrections figures were revised in Committee. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

July 20, 1992

Councillor Dowden moved to amend Section 3, Community Corrections, Character 3, to reflect the correct amount of \$61,355.

[Clerk's Note: The President ruled that this was a technical amendment which did not necessitate a vote.]

The President called for public testimony at 9:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 300, 1992, as amended, was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Coughenour, Golc, Hinkle*

Proposal No. 300, 1992, as amended, was retitled FISCAL ORDINANCE NO. 40, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Ninety-seven Thousand Eight Hundred Twenty Dollars (\$297,820) in the County Corrections Fund for purposes of the County Auditor, County Sheriff, Community Corrections, and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b), (z), (aa) and (dd) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor, County Sheriff, Community Corrections, and the Marion County Justice Agency to provide for the continuation of various programs.

SECTION 2. The sum of Two Hundred Ninety-seven Thousand Eight Hundred Twenty Dollars (\$297,820) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

	<u>COUNTY CORRECTIONS FUND</u>
<u>COUNTY AUDITOR</u> (Fringes)	
1. Personal Services	\$ 23,985
<u>COUNTY SHERIFF</u> (Offenders Aid Restoration)	
3. Other Services and Charges	22,500
<u>COUNTY SHERIFF</u> (Riverside)	
3. Other Services and Charges	67,613
<u>COMMUNITY CORRECTIONS</u> (Jail Services)	
1. Personal Services	21,367
3. Other Services and Charges	61,355
<u>MARION COUNTY JUSTICE AGENCY</u> (Screening)	
1. Personal Services	18,500
<u>MARION COUNTY JUSTICE AGENCY</u> (Jail Ombudsman)	
1. Personal Services	23,500

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MARION COUNTY JUSTICE AGENCY (Drug Testing Program)

1. Personal Services	55,625
3. Other Services and Charges	963
4. Capital Outlay	<u>2,412</u>

TOTAL INCREASES \$297,820

SECTION 4. The said additional appropriations are funded by the following reductions:

COUNTY CORRECTIONS FUND

Unappropriated and Unencumbered	
County Corrections Fund	<u>\$297,820</u>
TOTAL REDUCTION	<u>\$297,820</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 301, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 301, 1992 on June 24, 1992. The proposal appropriates \$15,905 for the Community Corrections Agency to move a position funded by the Community Corrections Fund to the Home Detention User Fee Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 301, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Brents, Hinkle, SerVaas*

Proposal No. 301, 1992 was retitled FISCAL ORDINANCE NO. 41, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifteen Thousand Nine Hundred Five Dollars (\$15,905) in the Home Detention User Fee Fund for purposes of the Community Corrections Department and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Community Corrections Department to move a position from the County Correction Fund to Home Detention User Fees, in order to free funds for the Sheriff's Department in the County Correction Fund.

SECTION 2. The sum of Fifteen Thousand Nine Hundred Five Dollars (\$15,905) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

July 20, 1992

COMMUNITY CORRECTIONS

1. Personal Services

HOME DETENTION USER FEE FUND

\$13,405

COUNTY AUDITOR

1. Personal Services (Fringes)

2,500

TOTAL INCREASE

\$15,905

SECTION 4. The said additional appropriations are funded by the following reductions:

HOME DETENTION USER FEE FUND

Unappropriated and Unencumbered

Home Detention User Fee Fund

\$15,905

TOTAL REDUCTION

\$15,905

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 254, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 254, 1992 on June 1 and July 2, 1992. The proposal, sponsored by Councillors Smith and Short, amends the Code concerning vacation leave for retired employees who are subsequently employed by public safety agencies. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Rhodes moved, seconded by Councillor Smith, to strike. Proposal No. 254, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 282, 1992. The proposal concerns the reorganization of the Department of Metropolitan Development. Councillor Borst asked for consent to postpone Proposal No. 282, 1992 until August 3, 1992. Consent was given.

PROPOSAL NO. 290, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 290, 1992 on July 14, 1992. The proposal amends the Enforcement and Remedies Ordinance of Marion County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 290, 1992 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

4 NOT VOTING: Beadling, Black, Brents, Dowden

Proposal No. 290, 1992 was retitled GENERAL ORDINANCE NO. 41, 1992 and reads as follows:

CITY-COUNTY ORDINANCE NO. G.O. 41, 1992

Metropolitan Development Commission
Docket No. 92-AO-5

A GENERAL ORDINANCE to amend the Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Enforcement and Remedies Ordinance, and fixing a time when the same shall take effect; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Enforcement and Remedies Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 88-AO-5, pursuant to IC 36-7-4, be amended as follows:

PART 26. CIVIL ZONING VIOLATIONS

- a. That Sec. 2, C., be amended by inserting the underscored language as follows:
 - C. Inoperable Motor Vehicle means: (1) a motor vehicle from which there has been removed the engine, transmission or differential or that is otherwise partially dismantled or mechanically inoperable, or (2) any motor vehicle which cannot be driven on a city street without being subject to the issuance of a traffic citation by reason of its operating condition or the lack of a valid license plate.
- b. That Sec. 6, A., be amended by deleting the stricken-through language and inserting the underlined language as follows:
 - A. The following shall be deemed civil zoning violations which may be enforced by the designated enforcement entity in accordance with the procedures set forth in Secs. 6, 7 and 8 of this ordinance:
 1. The location, erection, or maintenance of any sign not specifically permitted by the Sign Regulations of Marion County, Indiana;
 2. The failure to obtain an Improvement Location Permit when one is required by the terms and provisions of the Improvement Location Permit Ordinance of Marion County, Indiana;
 3. The outdoor storage of junk, trash, or debris in any zoning district the provisions of which do not specifically permit such a use;
 4. The outdoor storage of inoperable motor vehicles or motor vehicle parts in any zoning district the provisions of which do not specifically permit such a use;
 5. The parking or storage, in any zoning district the provisions of which do not specifically permit such a use, of any motor vehicle used or designed: (a) for use in pulling, towing, hauling, transporting, or (b) as a temporary or permanent base, platform or support for equipment, machinery, material or other goods (including but not limited to stake body trucks, dump trucks or tractors having dual rear wheels or more than two (2) axles, semi-trailer tractors, semi-trailer and trailers having dual rear wheels or more than one (1) axle or having an overall length of more than twelve (12) feet). However, this provision does not apply to motor vehicles which do not exceed the three-quarter ton load classification in size and which are the primary source of transportation for an individual whose primary place of residence is the particular dwelling at which the commercial motor vehicle is parked on a regular basis; ~~and~~
 6. The outdoor storage or display of merchandise or goods in any zoning district the provisions of which do not specifically permit such a use or in violation of zoning district development standards regulating said use;
 7. The conduct of any activity in a dwelling zoning district, not specifically enumerated as a permitted primary or accessory use in that zoning district, and which activity has not been legally established by a currently valid variance, special exception or other approval grant;
 8. Failure to comply with zoning district development standards, including but not limited to landscaping, paving or striping of parking areas, minimum parking space requirements, dumpster enclosure, fencing or screening requirements;
 9. The failure to comply with the terms, provisions, conditions or commitments of a variance grant, special exception, rezoning ordinance, or other approval grant; and,
 10. The violation of a Stop Work Order issued pursuant to Section 5.
- c. That Sec. 6, C., be amended by inserting the underlined language as follows:
 - C. Each day a violation remains uncorrected is a distinct and separate civil violation subject to an additional citation and fine in the amount prescribed by subsection (D) below provided a warning ticket, if required, has first been issued pursuant to 7(B).

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d. That Sec. 7, A., be amended by deleting the stricken-through language and inserting the underlined language as follows:

- A. The Administrator or his duly authorized designees may issue a civil citation to a person who commits a civil zoning violation or ~~to the legal owner, the contract vendee, or any person or entity with a possessory interest in the real estate upon which the violation occurs~~ allows a civil zoning violation to be committed on real estate in which the person has a possessory interest. The citation may be served by personal service, by certified mail, by First Class U.S. mail or by placement in a conspicuous place on the property where the violation occurs and shall serve a notice to a person that he has committed a civil zoning violation.

e. That Sec. 7, B., be amended by inserting the underlined language as follows:

- B. No citation shall be issued unless the person who commits a civil zoning violation or allows a civil zoning violation to be committed on real estate in which the person has a possessory interest ~~the legal owner, the contract vendee, or any person or entity with a possessory interest in the real estate upon which the violation occurs~~ has been issued a warning ticket not less than ten (10) days before the issuance of the citation to allow said person to correct the violation to come into compliance with the prescribed zoning ordinance or regulation. However, the issuance of a warning ticket is not required before issuing a citation for the violation of a Stop Work Order issued pursuant to Section 5.

f. That Sec. 8, C., be amended by inserting the underlined language as follows:

- C. In proceedings before the Court for a Civil zoning violation, the Indiana Rules of Trial Procedure shall govern. The designated enforcement entity has the burden of proving the civil zoning violation by a preponderance of the evidence. It shall be a defense to an action to enforce a civil zoning violation citation that the use or activity alleged to be a civil zoning violation is a legally established nonconforming use.

SECTION 2. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-7-4-607.

Councillor Rhodes stated that he was not present when Proposal Nos. 295 and 296, 1992 were heard in Committee and has asked Councillor Curry to give the Committee report.

PROPOSAL NO. 295, 1992. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 295, 1992 on July 2, 1992. The proposal approves an amendment to the Marion County Jail Lease and an amendment to the Marion County Juvenile Detention Center Lease. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Giffin, for adoption. Proposal No. 295, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, West, Williams*

0 NAYS:

7 NOT VOTING: *Coughenour, Dowden, Franklin, Giffin, Ruhmkorff, Schneider, Smith*

Proposal No. 295, 1992 was retitled SPECIAL RESOLUTION NO. 54, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 54, 1992

A SPECIAL RESOLUTION approving an Amendment to Marion County Jail Lease dated March 9, 1983, between Indianapolis-Marion County Building Authority ("Authority") and County of Marion, Indiana ("County") and an Amendment to Marion County Juvenile Detention Center dated April 6, 1988 between the Authority and the County.

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WHEREAS, the Authority and County entered into a Marion County Jail Lease ("Jail Lease") on March 9, 1983 pursuant to which the County leased from the Authority the Marion County Jail; and

WHEREAS, the Authority and County entered into a Marion County Juvenile Detention Center Lease ("Juvenile Detention Center Lease") on April 6, 1988 pursuant to which the County leased from the Authority the Juvenile Detention Center; and

WHEREAS, Section 4.02 of the Jail Lease and of the Juvenile Detention Center Lease provides that the County shall pay to the Authority Additional Annual Rent to cover the cost of operation and maintenance of the Marion County Jail and the Marion County Juvenile Detention Center; and

WHEREAS, the County desires to amend the Jail Lease and the Juvenile Detention Center Lease to change the dates on which the semi-annual installments of Additional Annual Rent shall be paid by the County to the Authority from the thirtieth days of June and December of each year to the second day of January and the first day of July of each year; and

WHEREAS, there has been presented to the Council a proposed Amendment to Jail Lease and a proposed Amendment to Juvenile Detention Center Lease reflecting the change in the dates on which semi-annual installments of Additional Annual Rent shall be paid by the County to the Authority; now, therefore;

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the Amendment to Jail Lease and the Amendment to Juvenile Detention Center Lease substantially in the form presented to this meeting and filed with the Clerk of the Council.

SECTION 2. The Mayor of the City of Indianapolis, successor to the powers of the Board of Commissioners of the County of Marion, and the Marion County Auditor for and on behalf of the County of Marion, Indiana, are hereby authorized to execute and attest the Amendment to Jail Lease and the Amendment to Juvenile Detention Center Lease on file with the Clerk of the Council.

SECTION 3. This resolution shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 296, 1992. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 296, 1992 on July 2, 1992. The proposal, sponsored by Councillor Ruhmkorff, transfers and appropriates \$4,000 for the Warren Township Assessor to cover gasoline expenses. Councillor Curry said that the Warren Township Assessor's Office purchased two vehicles from Central Equipment Management Division, for which it paid \$1.00 each, and it now needs to transfer money from "Mileage" to "Gasoline." By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Ruhmkorff, for adoption.

Councillor Hinkle asked how the Warren Township Assessor's Office is going to maintain the two vehicles. Councillor Curry responded that question did not come up in the meeting.

Proposal No. 296, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Black, Borst, Brents, Curry, Dowden, Franklin, Golc, Howard, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

5 NAYS: *Boyd, Gilmer, Hinkle, Jones, Williams*

3 NOT VOTING: *Beadling, Coughenour, Giffin*

Proposal No. 296, 1992 was retitled FISCAL ORDINANCE NO. 42, 1992 and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 42, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (t) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Warren Township Assessor to pay for gasoline.

SECTION 2. The sum of Four Thousand Dollars (\$4,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
2. Supplies	\$4,000
TOTAL INCREASE	\$4,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
3. Other Services and Charges	\$4,000
TOTAL REDUCTION	\$4,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 302, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 302, 1992. The proposal transfers and appropriates \$350,000 for the Department of Transportation, Operations Division, to increase funding for resurfacing. Councillor Gilmer said he asked Mr. Roob what streets were going to be resurfaced; and Mr. Roob replied that the street projects are prioritized so whatever are the next streets on the list will be the next streets to be resurfaced. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst requested that he would like to know where it is going to be used. President suggested that Councillor Gilmer ask George Lynch, Executive Assistant, Department of Transportation, to issue a memo to the Councillors informing them in what districts this \$350,000 is going to be used for resurfacing.

Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 302, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*

0 NAYS:

3 NOT VOTING: *Black, Giffin, West*

Proposal No. 302, 1992 was retitled FISCAL ORDINANCE NO. 43, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Three Hundred Fifty Thousand Dollars (\$350,000)

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in the Transportation General Fund for purposes of the Department of Transportation, Operations Division, and reducing certain other appropriations from the Department of Transportation, Finance and Administration Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division, to pave an additional 3.5 miles of road surface.

SECTION 2. The sum of Three Hundred Fifty Thousand Dollars (\$350,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION	
<u>OPERATIONS DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services and Charges	<u>\$350,000</u>
TOTAL INCREASE	\$350,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION	
<u>OPERATIONS DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
4. Capital Outlay	<u>\$200,000</u>

DEPARTMENT OF TRANSPORTATION	
<u>FINANCE AND ADMINISTRATION DIVISION</u>	
4. Capital Outlay	<u>150,000</u>
TOTAL REDUCTION	\$350,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President reported on a recent court case involving one of his companies and Time-Warner.

Councillor Short commended two recent city programs: the gun amnesty program and Youth City.

Councillor West reminded the Council that any office or department that wants to add to the size of its vehicle fleet has to come before the Council for approval.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:00 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 20th day of July, 1992.

July 20, 1992

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt Serwaas

President

ATTEST:

Ben J. Kuyper

Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, AUGUST 3, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:20 p.m. on Monday, August 3, 1992, with Councillor SerVaas presiding.

Councillor O'Dell introduced members of the Irvington Morning Optimist Club who joined him in leading the opening prayer. Councillor O'Dell invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gilmer introduced Bill York, a Pike Township resident. Councillor Borst introduced two of his constituents from District 25, Carolyn Niehaus and Steve Johnes. Councillor Franklin introduced Jesse Moore, who was recently named the interim director of Community Action of Greater Indianapolis Board and who is also a member of the Parks Board. Councillor Black introduced Mary Walker, a constituent of his from District 6.

OFFICIAL COMMUNICATIONS

Hon. Stephen Goldsmith, Mayor, presented his annual city budget to the Council with the following remarks:

Tonight I submit my first budget as the Mayor of Indianapolis. It is another important step in the process of turning promises into policies that will help guide Indianapolis into the next century.

In the last seven months, my pledge of remaking Indianapolis around its neighborhoods has become a comprehensive reorganization of city government that has solicited neighborhood input. My pledge to introduce competition into city government has become the Service, Efficiency, and Lower Taxes for Indianapolis Commission, and a broad-based effort to let market forces improve government services. My pledge to strike a balance between our desire to create jobs and our need to protect the health and safety of our citizens has become the Regulatory Study Commission, a group that will review every city regulation that affects businesses to insure that the benefit of the regulation is greater than its cost. And my pledge to get more police officers in the neighborhoods and fewer behind desks has become one of the most comprehensive reorganizations of any police force in the nation.

This budget delivers to the people of Indianapolis three more accomplishments they have rightfully demanded and we have pledged:

- Total operating spending has been reduced.
- The size of city government has been reduced.
- Taxes will not be increased.

PRINCIPLES

Before I discuss the details of my proposal, I'd like to reiterate briefly the principles upon which my administration operates and upon which this budget was developed.

First, people governed least are governed best. Government exists to serve. Period. It should provide only those services that the people cannot obtain for themselves through the marketplace.

Second, government should be a rudder, not an engine. Government should be not so much an administrator as a facilitator. It should identify needs that the marketplace cannot fulfill, then empower people and families to fill those needs. It should not attempt to be big brother, and it should never attempt to replace the family. Government should create an atmosphere in which businesses can thrive, but it cannot replace the marketplace.

Third, people know better than government. Every time government raises taxes, it makes a bold statement. It says to people, "We know how to spend your money better than you do." In reality, maximizing the range of choices people have in the free market -- by maximizing the amount of money they keep for themselves -- is the best way to guarantee health, happiness, and security.

Finally, government should be measured the same way every other enterprise is measured: by its results. We shouldn't talk in terms of programs funded or salaries paid, but rather in terms of neighborhoods protected, children educated, and fires extinguished. If people aren't getting a dollar's worth of service for every dollar they pay in taxes, then government isn't helping them -- it's hindering them.

PRIORITIES

Community policing: Although Indianapolis is still a safe place to raise a family or locate a business, we have not completely escaped the increasing violence that plagues America's larger cities. I am resolved to remake our police department around our neighborhoods by putting more officers in our neighborhoods and fewer behind desks. Our officers will have a greater opportunity to assist families, churches and schools; to restore and maintain order; and to treat problems before they lead to crimes. The 1993 budget increases funding for public safety.

Neighborhood and environmental investment: As I said many times in my campaign, the soul of Indianapolis is in its neighborhoods. We want to empower neighborhoods to make their own decisions about the best allocation of scarce government resources. We want to address critical quality of life issues in some neighborhoods before there is a complete deterioration of stability. Earlier this year, we talked to nearly 100 neighborhood associations and held 14 public forums to find out what services the neighborhoods want us to provide. The 1993 budget reflects what was learned from those meetings.

Positive opportunities for youth: Too many of our children are growing up in neighborhoods in which their peers are engaged in self-destructive activities. Gangs. Drugs. Vandalism. We must turn this behavior around and inspire our kids to take pride in their neighborhoods. We ought to make "protecting your turf" a positive activity. Several programs, ranging from midnight basketball to youth mentoring to reward programs for preservation of our natural and environmental assets, will be funded as a result of the 1993 budget.

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Job creation: Indianapolis has received national attention for its attractive business climate. We must continue to create an environment that is conducive to job growth by helping existing businesses grow; nurturing small businesses, start-up businesses, and minority-owned businesses; and attracting new businesses that can bring jobs and investment to our community.

SAVINGS

Our initial efforts to provide the best possible services for the people of Indianapolis at the lowest possible cost have produced several victories for taxpayers. A handful of some of the most noteworthy examples of savings is listed below.

Real 1992 savings (samples)

◦ Canceling a Central Equipment Maintenance Division land purchase	\$212,579.00
◦ Privatizing the city's microfilm division	\$75,000.00
◦ Canceling construction of an IPD horse barn	\$243,815.00
◦ Sale and reduction of city take-home cars	\$200,000.00
◦ Downsizing the CEMD garage	\$509,000.00
◦ Contracting coin collection for parking meters	\$50,000.00
◦ Contracting drainage work	\$16,000.00

Projected 1993 savings (samples)

◦ Privatizing the city's microfilm division	\$325,000.00
◦ Sale and reduction of city take-home cars	\$250,000.00
◦ Privatizing sewer user billing	\$1,000,000.00
◦ Consolidation of public service dispatch	\$205,650.00
◦ Better usage of city equipment through VENUS program	\$1,500,000.00

Taken individually, any one of these items is a successful project. Taken as a whole, they represent the first stages of a comprehensive rethinking of the role of government. This small sample includes savings earned through privatization (microfilm, sewer user billing); through consolidation of duplicated city services (public service dispatch); through the elimination of non-vital spending (the horse barn); and through better asset management (VENUS). These examples are significant, but they are still only the beginning. SELTIC, the commission charged with a broad-based reexamination of the way Indianapolis government does business, currently has dozens of cost-saving transactions under development.

While we have confidence that the marketplace is the best suggestion box, and that introducing competition will provide many ideas for savings, we are acutely aware that many of the best ideas will come from city employees on the front lines of service delivery. That's why we've launched a program to solicit ideas from employees to reduce costs and improve service. In July, the first month of the Hot Ideas program, we received more than 100 ideas.

NUTS AND BOLTS

My real purpose tonight is to announce that our first efforts to turn fiscal principles into budgetary policy have met with success, and that as a result:

- Total operating expenditures have been reduced.
- The number of city employees has been reduced.
- Taxes have not been increased.

The 1993 budget is more frugal and 400 full-time employees smaller than the 1992 budget. And, while most of America's large cities are fighting for their economic survival, Indianapolis has held the line against tax increases. Our relatively low taxes will allow us to stay competitive in the hunt for new jobs in the regional, national, and even international arena.

Within the context of smaller government, our spending mix was changed to reflect a priority on public safety. The share of the city's budget spent on police and fire will be 31.1% in 1993.

While the population of our city has remained relatively stable in the last decade, the population of the City-County Building has not. Our government has grown 20% in the last decade. This budget begins the process of reversing that trend. It contains more than 400 fewer full-time employees than last year's budget. (see appendix one)

The Department of Administration is down from 224 budgeted positions to 171. The Department of Metropolitan Development is down from 434 budgeted positions to 332. The Department of Public Works

is down from 963 budgeted positions to 870. The Department of Transportation is down from 453 budgeted positions to 408. And the Department of Parks and Recreation is down from 340 budgeted positions to 312. (see appendix two)

Nevertheless, I recognize that this budget is a long way from perfect, especially in two important ways:

First, in each of the last several years, the city has adopted budgets that were substantially larger than anticipated revenues – the 1992 budget, for example, included a nearly \$20 million difference between appropriations and projected revenues. (see appendix three)

	Budgeted <u>Appropriations</u>	Projected <u>Revenues</u>	<u>\$ Difference</u>	<u>% Difference</u>
1990	\$447,719,050	\$438,656,000	\$9,063,000	2.0%
1991	\$456,725,029	\$442,501,875	\$14,224,000	3.1%
1992	\$481,312,963	\$461,768,626	\$19,544,000	4.1%
1993	\$472,810,885	\$469,836,248	\$2,974,000	0.6%

One of my goals for this year was to begin with a balanced budget, so as to preserve our relatively small cash surplus in order to offset several known future costs, such as those associated with United Airlines, Fort Ben, and our pressing infrastructure needs. We have closed the gap considerably – by nearly \$18 million. (see appendix four) Projected revenue now covers approximately 99.4% of our appropriations, for a budget deficit of 0.6%.

However, our budget is conservative in that it only considers savings that we have confidently identified through today, August 3rd. Our efforts to find better and less costly methods of service provision continue full speed, and I anticipate that by the end of the year enough savings will have been identified to close the remaining budget gap. In many cases, we have not included projected savings from initiatives that require approval by the City Council before they can be implemented. I am confident that by working together we can achieve these additional savings and honestly present to the taxpayers a balanced budget by the end of the year.

The second problem with this budget is that to some extent we continue to focus on the wrong measures in the budget process. The questions should not be how much a budget increases or decreases but rather how much value we add to the quality of life through an investment of tax dollars. Said another way, we need to establish performance measurements for each function of government. To the extent that a given function exceeds expectations and its product is valuable, then a legitimate request for additional resources can be made. Those functions that are used to receiving annual appropriations, yet underperform each year, can expect the opposite. We will be launching a year-long effort to establish performance standards to measure output. These are complicated questions on which reasonable people can disagree, so we will be asking for council representatives to be actively involved in the process.

CONCLUSION

The significance of the budget I present tonight lies not so much in its numbers as in the change in philosophy it represents. This first budget marks only a beginning, though an important one nonetheless. We will soon be submitting our capital budget and a number of programs that will require their own special attention. In particular, we will be examining the city's pressing infrastructure needs and looking at possible mixes of revenue sources that might be available to meet them.

The tax Indianapolis residents pay to support city government is but a small fraction of the total tax burden they shoulder. It is my intention to keep it that way. Along the way, I hope that the other government entities with which our city's fiscal health is inextricably intertwined – schools, the county, the townships – will subscribe to the same principles and work with the council to keep taxes and spending low. In addition, I will be asking my representatives on the boards of all the separate municipal corporations to take a hard look at ways to keep spending down.

The old cliché about being only just beginning to fight seems an inspiring thought on which to close. I invite the City Council and all residents of our city to join us as we seek to make Indianapolis the first truly 21st century city.

Hon. John von Arx, Auditor, had the following remarks concerning the county budget:

Mr. President, Ladies and Gentlemen of the Council: I am here tonight to present to you the 1993 budgetary recommendations for all county agencies. I am pleased to report that through the dedication, cooperation, and efficiency of ALL county agencies, Marion County will be able to maintain the quality

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essential services to the community. This can be accomplished in spite of a stressful but necessary reduction in 1993 spending.

As you recall, a few short weeks ago I stood before you as this council passed fiscal ordinance No. 25, which reduced 1992 budgets by \$10.3 million. This goal was achieved by increasing revenues, a one time restructuring of advanced rent payments and real reductions in '92 budgets. As a result of our recessionary economy, our revenues had declined and have continued to drop in 1992, agency spending had increased and our fund balances (or reserves) were being eaten up at a far faster rate than anticipated. What did the council and all of county government accomplish by this action? By tackling this problem aggressively and proactively, we were able to plan ahead and "spread" this issue out over two years rather than taking all of it in 1993. As a result, the '93 budget is able to restore 75% of reductions absorbed this year.

We are fortunate, comparatively speaking, to other jurisdictions who may not have had the foresight that all of us exercised, for example:

- In a survey by the National Association of Counties, w/80 of the top 100 largest counties responding; 78% reported they had reduced services and/or the number of employees due to lower-than-expected revenue. More than half of the counties indicated they will probably lay off employees this year. Many of the surveyed officials from the large counties indicated their fiscal 1993 budgets would be worse than fiscal 1992 because of lower property assessments, state aid cuts and the difficulty of cutting even more services.

The Auditor's office has been working diligently with the financial community and the bond rating agencies in New York to keep them well informed about the solutions to our problems. Our objective is to keep our solid financial standing when, as you've heard, many around us are losing theirs. According to the bond rating agencies, the true measure of the financial strength of a community is NOT how one respond when times are booming, but one's focus on the timing, direction, and the success of the action one takes in less prosperous times. This is opposed to the approach many communities may take by crossing their fingers hoping things will get better – NEXT YEAR!

As you know, the balancing of the needs and services provided to our citizens with acceptable levels of taxes and charges is the primary focus in governmental budgeting. The challenge for 1993, and for the balance of this century, will be to provide a continuing level of essential services with the undeniable reality of diminishing revenues in local government.

I believe we have accomplished these objectives in our 1993 budget through the use of:

- 1.) Creative financing measures, for example:
 - a. refinancing debt,
 - b. reallocating tax rates, and
 - c. the sale of county assets.
- 2.) Increasing and maximizing non-tax revenues, for example:
 - a. improved collections of delinquent receivables (such as unpaid traffic tickets & docket fees)
 - b. proposed increases in the various user fees
- 3.) Containing the growth rate in spending. In other words, some good old fashion belt tightening.

As a result, the County's 1993 General Fund budget is a funded budget of \$127,099,022 with revenues of \$127,845,179. Earlier this year, guidelines were established which focused upon accommodating expenditures for essential services within the available resources. County agencies prepared their budgets within the following guidelines:

- 2% decrease overall in agency budgets
- Personal services (Salaries & Fringes) not to exceed the 1992 budget
- No salary increase for elected officials

Exceptions to the guidelines:

- A further decrease in the Election Board & Voter Registration
- Increase in fringe benefits-specifically health insurance
- Set aside dollars for the future 27th payday, AND
- The county picks up telephone services formerly budgeted with the City of Indianapolis.

If passed, this 1993 budget would allow us to realize the budget goals relayed to you in our fiscal recovery plan earlier this year:

- Revenues to exceed expenditures
- To begin to increase our General Fund balance
- To keep property taxes below the maximum amount allowed by law
- Holding the line on salary increases
- Maintaining the same overall tax rate

As always, the request for dollars by government agencies significantly exceeds the dollars available to fund all projects, and 1993 is no exception. Although the county has made some strides in funding various initiatives and priorities, there are additional requests that will be very difficult to achieve. There is no doubt that many of these services left unprovided will cause a fair amount of stress and strain on a number of county agencies. As these issues develop over the next few weeks of this budget process, we must focus upon the fact that with some services, we in County Government may fall below the "comfort zone" expectations of some of our taxpayers.

Agencies dealing with this dilemma will no doubt be facing the difficult decision that less critical services may have to be deferred or discontinued in order to accomplish their priority objectives.

These budgetary constraints may cause some stress upon our service delivery machine. However, it is always the very difficult task of the budgeting process to provide the critical services of local government while making the distinction between stress and distress.

One such issue that is truly causing county government and our taxpayers a great deal of distress is the funding deficits of the Indiana State Department of Public Welfare. In my budget speech in 1990, I had expressed my concerns to you on this issue by saying the following:

- We in County government have no control over these welfare costs. However, state law requires us to loan unlimited amounts of our money to these expensive state and township welfare programs.
- Although caring for those in need in our community is of vital importance to us all, this system of funding is unfair to the taxpayers of Marion County.
- I am able to tell you that we are able to sustain this burden presently but only as a result of our conservative fiscal policies through the utilization of our fund balance. However, based on their growth rate in spending, our belt-tightening efforts will not be sufficient for much longer.
- Until state government is willing to address this serious problem, we have no choice but to try to continue to bear this unfair burden.

It is now 2 years later, our fund balances have declined significantly, our belt tightening efforts have been evident--and yet they continue to run at enormous deficits. Over the past year, our office has been working with many agencies and levels of government to develop a more cost effective plan to present to the Indiana General Assembly to improve this situation.

As you recall, last year the Council was forced to pass an excess levy in order for State Welfare to meet its current year obligation in 1992. This was in addition to the debt service levy to pay back the \$9.7 million loan to keep State Welfare running in 1991. Theoretically this financial move was to have prevented State Welfare from a 1992 borrowing to cover this year's operating costs. Unfortunately, theory did not become reality. In spite of these financial measures taken by local government to solve this state run operation, the situation worsens. You may have heard that State Welfare needs to borrow again -- in 1992 --apparently for more than in '91. If this is confirmed by State Welfare's appeal to the State Board of Public Welfare later this month, and the dollars needed cannot be significantly reduced, local government will once again be asked to take on more liability and financial responsibility, once again shifted onto our backs by state government. From a state versus a local finance perspective, the state has us right where they want us on this issue -- in the quick sand pit --where the more we struggle and fight to get ourselves back on firm ground --the quicker and deeper we sink.

In spite of this welfare issue, Indianapolis/Marion County still has much to be proud of with the fruits of our financial labor paying off. The City of Indianapolis and Marion has been able to keep our heads above water in the following ways:

- Positive growth trend in property values,
- Excellent history of tax collection,

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- Positive growth trend in our population base,
- Strong local economy - for example:
 1. Unemployment rate of 5.8% is below state and national averages,
 2. Marion County ranks 5th in the nation and 1st in the Midwest for employment growth in 1990,
 3. Our County's median household income of \$30,703 is well above national average, AND
 4. Diversified Economic Base and on-going economic development by the city.
- We levy less property taxes than we are allowed by law, AND
- We have been able to maintain our AAA bond rating.

In closing, I believe that this proposed budget presents the Council with the opportunity to address this recessionary economy head on and in a fiscally prudent manner, while at the same time, fund much needed services that meet the needs of the community and protect the citizens of Marion County.

I thank you for your attention, and submit this budget for your review.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 3, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

July 20, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 23, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 315, 319, 320, 321, 322, 323, 325 and 329, 1992, to be held on Monday, August 3, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 38, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety-Nine Thousand Nine Hundred Sixty Dollars

(\$99,960) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 39, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Eight Thousand Eight Hundred Dollars (\$8,800) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 40, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Ninety-seven Thousand Eight Hundred Twenty Dollars (\$297,820) in the County Corrections Fund for purposes of the County Auditor, County Sheriff, Community Corrections, and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

FISCAL ORDINANCE NO. 41, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifteen Thousand Nine Hundred Five Dollars (\$15,905) in the Home Detention User Fee Fund for purposes of the Community Corrections Department and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

FISCAL ORDINANCE NO. 42, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 43, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Three Hundred Fifty Thousand Dollars (\$350,000) in the Transportation General Fund for purposes of the Department of Transportation, Operations Division, and reducing certain other appropriations from the Department of Transportation, Finance and Administration Division.

GENERAL ORDINANCE NO. 41, 1992, amending the Enforcement and Remedies Ordinance of Marion County.

SPECIAL RESOLUTION NO. 54, 1992, approving an amendment to the Marion County Jail Lease and an amendment to the Marion County Juvenile Detention Center Lease.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of July 20, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

The President introduced Steve Johnes, president of the Marion County Alliance of Neighborhood Associations, Inc. (McAna). The President stated that during the May 11, 1992 Council hearing on the Kessler Avenue/Methodist Hospital rezoning petition Mr. Johnes submitted a document with the names of twenty-one neighborhood organizations authorizing Mr. Johnes to represent them in opposing the zoning change. Some of the Councillors questioned the authenticity of the document and the Council asked him to

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submit proof of authenticity. Mr. Johnes said that he has submitted written confirmation from officers of twenty of the organizations that appeared on the May 11th document to the Clerk of the Council. He said that neither he nor McAna would deliberately present inaccurate or false information to this Council.

Councillor Boyd asked the President to convene the Committee of Whole into session before the end of the Council meeting in order to discuss the problem of quorums at Committee meetings. The President said he would do that under New Business.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 358, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of space for the Sheriff's Department located at 3229 North Shadeland"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 359, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$62,300 for the Cooperative Extension Service to move agents' salaries from Personal Services to Other Services and Charges"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 360, 1992. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 361, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Flood Control Districts Zoning Ordinance"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 362, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Charles R. Cagann to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 363, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$130,000 for the Department of Parks and Recreation, Administration Division, to hire a consultant to develop a strategic plan for the City's parks, funded by a Lilly Endowment grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 364, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing William S. Gardner to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 365, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the sale of

certain real estate of the Department of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 366, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving a Board of Public Works resolution regarding the write-off of certain sewer service accounts of \$25 or less"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 367, 1992. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE electing to fund MECA in 1993 with COIT revenues"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 368, 1992. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Saddlebrook subdivision (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 369, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls within the Wanamaker Village subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 370, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls and parking restrictions in the Castleton area (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 371, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various locations (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 372, 1992. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Bradbury Street and Bradbury connector road (4250 west) and Airport Expressway and Bradbury connector road (4250 west) (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 373, 1992. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Rural Street and 35th Street (District 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 374, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 35 mph speed limit on Payne Road between 79th Street and 86th Street (Districts 1 and 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 375, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing a weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue; and authorizing the deletion of a weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 376, 1992. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on Bradbury Street from Bradbury connector road (4250 west) to Holt Road (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 377, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 11,000 pounds weight limit restriction on Delaware Street between 91st Street and 96th Street (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 378, 1992. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on Chester Avenue, Denny Street and Forest Manor Avenue between 26th Street to 30th Street (District 10)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 379, 1992. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 11,000 weight limit restriction on Oxford Street between 34th Street and 38th Street, and Rural Street between 34th Street and 38th Street (District 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 380, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the west side of Ritter Avenue from 13th Street to 137 feet south of 13th Street (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 381, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the parking restrictions on a segment of Layman Avenue (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 382, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert S. Daly, M.D. to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 383, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David W. Hoppock to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 384, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL

ORDINANCE for the annual budget for the Police Special Service District for 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 385, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE for the annual budget for the Fire Special Service District for 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 386, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE for the annual budget for the Solid Waste Collection Special Service District for 1993"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 387, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for the Marion County Department of Public Welfare for 1993"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 388, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for Indianapolis and Marion County for 1993"; and the President referred it to various committees.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Rhodes stated that he was not present when Proposal Nos. 315 and 316, 1992 were heard in Committee and has asked Councillor Curry to give the Committee report on those two proposals.

PROPOSAL NO. 315, 1992. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 315, 1992 on August 3, 1992. The proposal transfers and appropriates \$1,168,855 for the Department of Administration, Occupational and Community Services Division, to provide summer employment for youths through utilization of federal grants via the State. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:08 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Giffin, for adoption. Proposal No. 315, 1992 was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, West

0 NAYS:

9 NOT VOTING: Black, Golc, Howard, McClamroch, Moriarty, Shambaugh, Short, Smith, Williams

Proposal No. 315, 1992 was retitled FISCAL ORDINANCE NO. 44, 1992 and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 44, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Million One Hundred Sixty-eight Thousand Eight Hundred Fifty-five Dollars (\$1,168,855) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Occupational and Community Services Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Occupational and Community Services Division, to provide summer employment opportunities for youth through utilization of grants from the State of Indiana.

SECTION 2. The sum of One Million One Hundred Sixty-eight Thousand Eight Hundred Fifty-five Dollars (\$1,168,855) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF ADMINISTRATION, OCCUPATIONAL AND COMMUNITY SERVICES DIVISION</u>	<u>MANPOWER FEDERAL PROGRAMS FUND</u>
1. Personal Services	<u>\$1,168,855</u>
TOTAL INCREASE	\$1,168,855

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF ADMINISTRATION, OCCUPATIONAL AND COMMUNITY SERVICES DIVISION</u>	<u>MANPOWER FEDERAL PROGRAMS FUND</u>
3. Other Services and Charges	\$ 73,060
Unappropriated and Unencumbered Manpower Federal Programs Fund	<u>1,095,795</u>
TOTAL REDUCTION	\$1,168,855

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 319 and 320, 1992. PROPOSAL NO. 319, 1992. The proposal appropriates \$250,000 for the Department of Metropolitan Development, Planning Division, to cover organizational costs to improve the efficiency of the transportation system. PROPOSAL NO. 320, 1992. The proposal appropriates \$130,694 for the Department of Metropolitan Development, Planning Division, to support a Ft. Harrison planning team. Councillor Borst asked for consent to postpone Proposal Nos. 319 and 320, 1992 until August 24, 1992. Consent was given.

PROPOSAL NO. 321, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 321, 1992 on July 30, 1992. The proposal appropriates \$25,000 for the Department of Parks and Recreation to provide summer programs for children, funded by Lilly Endowment, United Way and the English Foundation. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:10 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Howard, for adoption. Proposal No. 321, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
0 NAYS:
3 NOT VOTING: *Gilmer, Howard, Williams*

Proposal No. 321, 1992 was retitled FISCAL ORDINANCE NO. 45, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to appropriate grant funding to provide children with both recreation and educational enrichment.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	<u>\$25,000</u>
TOTAL INCREASE	\$25,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$25,000</u>
TOTAL REDUCTION	\$25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 322, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 322, 1992 on July 22, 1992. The proposal, sponsored by Councillor Moriarty, appropriates \$500 for the Presiding Judge of the Municipal Court to assist with the GED/Adult Basic Education program, funded by Indiana National Bank. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 322, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
0 NAYS:
4 NOT VOTING: *Hinkle, Howard, Jimison, Williams*

August 3, 1992

Proposal No. 322, 1992 was retitled FISCAL ORDINANCE NO. 46, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Five Hundred Dollars (\$500) in the County Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to appropriate funds donated by Indiana National Bank to assist in the Probation Department's GED/Adult Basic Education program for probationers.

SECTION 2. The sum of Five Hundred Dollars (\$500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>COUNTY GRANTS FUND</u>
2. Supplies	\$500
TOTAL INCREASE	\$500

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered County Grants Fund	\$500
TOTAL REDUCTION	\$500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 323, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 323, 1992 on July 22, 1992. The proposal, sponsored by Councillor Franklin, appropriates \$51,000 for the Superior Court, Juvenile Division/ Detention Center, to continue the Guardian Ad Litem Program, funded by a state grant. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 323, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, West*
0 NAYS:
4 NOT VOTING: *Howard, Short, Smith, Williams*

Proposal No. 323, 1992, as amended, was retitled FISCAL ORDINANCE NO. 47, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 47, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty-one Thousand Dollars (\$51,000) in the Guardian Ad Litem Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center, to appropriate State funds for Guardian Ad Litem.

SECTION 2. The sum of Fifty-one Thousand Dollars (\$51,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, JUVENILE
DIVISION/DETENTION CENTER

1. Personal Services
TOTAL INCREASE

GUARDIAN AD LITEM FUND

\$51,000
\$51,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Guardian Ad Litem Fund
TOTAL REDUCTION

GUARDIAN AD LITEM FUND

\$51,000
\$51,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 325, 1992 on July 22, 1992. The proposal appropriates \$72,587 for the Community Corrections Agency to provide additional security at the Marion County Community Corrections Center. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 325, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Hinkle, Howard*

Proposal No. 325, 1992 was retitled FISCAL ORDINANCE NO. 48, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seventy-two Thousand Five Hundred Eighty-seven Dollars (\$72,587) in the County Corrections Fund for purposes of the Marion County Community Corrections Center and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing additional security staff to monitor non-violent offenders in the Marion County Community Corrections Center.

SECTION 2. The sum of Seventy-two Thousand Five Hundred Eighty-seven Dollars (\$72,587) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
3. Other Services and Charges	<u>\$72,587</u>
TOTAL INCREASE	\$72,587

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered	
County Corrections Fund	<u>\$72,587</u>
TOTAL REDUCTION	\$72,587

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 329, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 329, 1992 on July 30, 1992. The proposal appropriates \$1,254,250 for the Department of Public Works, Advanced Wastewater Treatment Division, to cover the costs of a study of the City's combined sewer overflow system. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor McClamroch, for adoption. Proposal No. 329, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Black*
3 NOT VOTING: *Dowden, Golc, Howard*

Proposal No. 329, 1992 was retitled FISCAL ORDINANCE NO. 49, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Million Two Hundred Fifty-four Thousand Two Hundred Fifty Dollars (\$1,254,250) in the Sanitation General Fund for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases

and reductions hereinafter stated for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, to perform a study of the City's combined sewer overflow system.

SECTION 2. The sum of One Million Two Hundred Fifty-four Thousand Two Hundred Fifty Dollars (\$1,254,250) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS	
<u>ADVANCED WASTEWATER TREATMENT DIVISION</u>	<u>SANITATION GENERAL FUND</u>
3. Other Services and Charges	<u>\$1,254,250</u>
TOTAL INCREASE	\$1,254,250

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Sanitation General Fund	<u>\$1,254,250</u>
TOTAL REDUCTION	\$1,254,250

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 279, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 279, 1992 on June 3, 1992. The proposal authorizes the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988. There was a delay in bringing this before the Council for a vote because some Councillors had questions concerning Mid State's participation in community affairs and employment practices. These questions have since been answered to the Councillors' satisfaction. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal No. 279, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Boyd*

Proposal No. 279, 1992 was retitled SPECIAL ORDINANCE NO. 8, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1992

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis Economic Development Revenue Bond (Mid State Chemical & Supply Corp. Project), dated as of May 1, 1988 and approving and authorizing other actions in respect thereto.

WHEREAS, Merchants National Bank & Trust Company of Indianapolis, as Bondholder (the "Bondholder") and the City of Indianapolis, Indiana (the "Issuer") entered into a Bond Purchase Agreement dated as of May 1, 1988 (the "Bond Purchase Agreement"), pursuant to which the Issuer issued and sold \$1,000,000 in principal amount of a revenue bond designated "Economic Development Revenue Bond (Mid State Chemical & Supply Corp. Project)" (the "Bond"); and

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WHEREAS, the Mid State Chemical & Supply Corp., a corporation duly organized and existing under the laws of the State of Indiana (the "Company") and the Bondholder have agreed to revise the time when the Tax Exempt Rate (as defined in the Bond Purchase Agreement) will be adjusted pursuant to the rate adjustment formula set forth in Section 202 of the Bond Purchase Agreement and have further agreed to simultaneously amend the optional redemption provisions in Section 501(a) of the Bond Purchase Agreement; and

WHEREAS, Section 801 of the Bond Purchase Agreement permits supplements thereto with the consent of the Issuer, the Bondholder and the Company; and

WHEREAS, the Issuer and the Company entered into a Loan Agreement, Mortgage, Security Agreement and Financing Statement dated as of May 1, 1988 (the "Loan Agreement"), pursuant to which the Issuer lent the Company the proceeds of the Bonds; and

WHEREAS, the revision to the time when the Tax Exempt Rate will be adjusted necessitates a change in the optional prepayment schedule set forth in the Loan Agreement and the Issuer and the Company desire to amend the Loan Agreement in order to amend Section 5.1(a) thereof; and

WHEREAS, the Company and the Bondholder have agreed to revise certain financial covenants set forth in Section 3.31 of the Loan Agreement, and the Issuer and the Company desire to amend the Loan Agreement in order to amend Section 3.31 thereof; and

WHEREAS, Section 8.1 of the Loan Agreement permits supplements and amendments thereto with the consent of the Issuer, the Company and the Bondholder; and

WHEREAS, the Company and the Bondholder are willing to consent to the amendment to the Loan Agreement and Bond Purchase Agreement and have requested that the Issuer also consent;

WHEREAS, the Indianapolis Economic Development Commission on June 3, 1992 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the (i) First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement; and (ii) First Supplemental and Amendatory Bond Purchase Agreement in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; NOW, THEREFORE:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement is of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement approved by the Indianapolis Economic Development Commission are each hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(10).

Section 4. The provisions of this ordinance and the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement shall constitute a contract binding between the City of Indianapolis and the parties to the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement, and after the execution of the First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said First Supplemental and Amendatory Loan Agreement, Mortgage, Security Agreement and Financing Statement and the First Supplemental and Amendatory Bond Purchase Agreement shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 282, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 282, 1992 on June 30, July 8 and July 14, 1992. The proposal concerns the reorganization of the Department of Metropolitan Development (DMD). He said that DMD, as reorganized, will be composed of the following divisions: Neighborhood and Development Service Division, Planning Division, Public Housing Division, and Financial Services Division. In the Neighborhood and Development Service Division township leaders have been named for each of the nine townships. The Division of Development Services and the Division of Economic Housing Development have been eliminated but their functions have been encompassed into the Neighborhood and Development Services Division. The Indianapolis Historic Preservation Commission is still part of DMD.

Councillor Borst said that the new Office of Youth and Family Services will report to Deputy Mayor Nancy Silvers. He moved to amend Proposal No. 282, 1992 by renumbering Sections 4, 5 and 6 as Section 5, 6 and 7 respectively and inserting a new Section 4 as follows:

SECTION 4. The "Revised Code of the Consolidated City and County," is hereby amended to add a new Article IV in Chapter 202 as follows:

ARTICLE IV. OFFICE OF YOUTH AND FAMILY SERVICES

Sec. 202-301. There is hereby established as part of the mayor's office an office of youth and family services.

Sec. 202-302. Director. The director of the office of youth and family services shall be appointed by and serve at the pleasure of the mayor. The director shall be responsible to the deputy mayor for neighborhoods for the functions of the office.

Sec. 202-303. Duties of director. The director shall:

- (1) Supervise and coordinate the activities of the office;
- (2) Oversee the daily operations of the office;
- (3) Prepare and submit the office's budget to the controller;
- (4) Approve the hiring and dismissal of the personnel of the office subject to the limitations prescribed by law and rules adopted by the mayor;
- (5) Manage the personnel of the office;
- (6) Delegate to the personnel of the office authority to act on the director's behalf;
- (7) Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and
- (8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

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Sec. 202-304. Powers of office of youth and family services. The office of youth and family services shall:

- (1) Administer and, subject to the approval of the director, contract for the administration of federal, state and locally funded programs including, but not limited to:
 - a. Employment and training programs
 - b. Programs for youth
 - c. Neighborhood health programs
 - d. Programs for senior citizens
 - e. Neighborhood centers
 - f. Homeless shelters
 - g. Other appropriate social service programs
- (2) Exercise any other powers and duties which may be granted by statute or ordinance or delegated by the mayor.

This motion was seconded by Councillor Coughenour and passed by a unanimous voice vote.

Councillor Borst said that he is not sure how DMD will implement its goals, but DMD and Deputy Mayor Nancy Silvers will report back to the Metropolitan Development Committee in three months with a progress report. Councillor Borst said that on July 14, 1992 by a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor McClamroch, for adoption.

Councillor Beadling suggested tabling this proposal to a later date until the Committee determines if this reorganization is going to work. Councillor Borst said that the budget is predicated on this reorganization and so is the Neighborhood and Development Services Division. He asked Deputy Mayor Silvers for her input.

Ms. Silvers stated that she understands that people are unsure and concerned because things are going to be done in a different way. This reorganization will create a "one stop shopping center" so that when people come into the City-County Building for permits they will come in one time and will get everything they need. She said that she believes it is a good approach and that it will work. She urged the Council to pass this proposal.

Councillor Borst stated that one item that swayed his vote in support of this reorganization is the Township Team approach and that the current Township Leaders are people that the Council has dealt with for years and, in his opinion, if anyone can make this work these nine people can.

Councillor Rhodes moved to postpone Proposal No. 282, 1992 for three months to see what the budgetary impact will be. He said that he also wants to see how neighborhoods are going to be protected. In the past, in his opinion, neighborhoods have been neglected and residents have not been notified properly by DMD of pending commercial zonings in their neighborhoods. He also believes that DMD has been an advocate for commercial development. This motion was seconded by Councillor Black.

Councillor Williams stated that because the DMD staff does not have permanent assignments she believes the level of service is suffering as a result of the Council's delay on this proposal. Since this is the design and organization that this administration is committed to it is her opinion that the Council should let the administration go with it and in three months the Council can evaluate it. She supports this proposal.

Councillor Gilmer voiced his support for Councillor Rhodes' motion.

Councillor Rhodes' motion failed by the following vote:

9 YEAS: *Beadling, Black, Franklin, Gilmer, Mullin, O'Dell, Rhodes, Ruhmkorff, Smith*
20 NAYS: *Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Schneider, SerVaas, Shambaugh, Short, West, Williams*

Proposal No. 282, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
4 NAYS: *Black, Mullin, Rhodes, Ruhmkorff*

Proposal No. 282, 1992, as amended, was retitled GENERAL ORDINANCE NO. 42, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1992

A GENERAL ORDINANCE recodifying and amending Division 4, Article V, Chapter 2, and Article III, Chapter 24, of the Code of Indianapolis and Marion County and adopting a new Chapter 231 concerning the Department of Metropolitan Development.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Chapter 231 (which is a revision and recodification of Division 4 of Article V of Chapter 2 and sec. 24-45 through 24-49 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 231 - DEPARTMENT OF METROPOLITAN DEVELOPMENT

ARTICLE I. DEPARTMENT ESTABLISHED

Sec. ~~2-226~~ 231-1. ~~Department created~~ Established.

There is hereby ~~created~~ established a department of metropolitan development for the consolidated city pursuant to IC 36-3-5-4 subject to IC 26-3-4-23.

Sec. ~~2-227~~ 231-11. ~~Director; duties.~~

~~(a) The chief administrative officer~~ director of the department of metropolitan development ~~is a director. The director is~~ shall be appointed by the mayor, ~~with subject to the approval of the city-county council as required by IC 36-3-5-2, for a term of one year and serves until his successor is appointed and qualified. The director to~~ serve at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies. The mayor may appoint a deputy mayor to serve as the director of the department of metropolitan development by virtue of the deputy mayor's office.

Sec. 231-12. ~~(b)~~ Duties.

The director of the department of metropolitan development shall: ~~have the following powers and duties:~~

- (1) ~~To~~ Prepare and submit a budget as required by IC 36-3-6-4(b)(1);
- (2) ~~To~~ Establish operational procedures;
- (3) ~~To~~ Approve the hiring and dismissal of personnel subject to limitations prescribed by law and rules adopted by the mayor;
- (4) ~~To~~ Delegate to personnel of the department authority to act on ~~his~~ the director's behalf;

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- (5) ~~To~~ Assign tasks to employees of the department and supervise the carrying out of those responsibilities;
- (6) ~~To~~ Act as a hearing authority relative to unsafe buildings, or appoint a person to act as a hearing authority, as provided in IC 36-7-9;
- (7) ~~To~~ Approve and execute legal instruments subject to limitations prescribed by law;
- (8) ~~To~~ Approve or disapprove disbursement of funds subject to limitations prescribed by law;
- (9) ~~To~~ Receive pertinent information, engage in departmental planning and establish policies and goals for the department subject to limitations prescribed by law, direction provided by the mayor, and policies and goals properly established by the metropolitan development commission;
- (10) ~~To~~ Coordinate the activities of divisions within the department;
- (11) ~~To~~ Assign to a division in the department any power or duty which the law specifies is to be exercised by the division of planning and zoning of the metropolitan planning department, in instances where this Code does not indicate a responsible division or agency;
- (12) ~~To~~ Appoint an administrator to ~~serve as the head of~~ manage each division of the department, subject to the approval of the mayor, ~~except the office of the director, which shall not have an administrator. Each administrator serves at the pleasure of the mayor.~~
- ~~(c) In addition, the director shall have the following powers and duties:~~
- (13) ~~To~~ Provide advice and assistance to the historic preservation commission, as established by IC 36-7-11.1, and the administrator of its staff in coordinating the programs and policies of the department with historic preservation programs and policies, to review the work program of the commission as provided by IC 36-7-11.1-4 and to provide advice in the appointment of the administrator as provided in IC 36-7-11.1-4;
- (14) ~~To~~ Report to the city-county council annually, or more frequently as the council may direct, on the operations of the ~~division of~~ public housing division with respect to public housing in Indianapolis and Marion County;
- (15) Designate and authorize the receipt and distribution of all funds received by the city pursuant to an act of the United States Congress entitled the Housing and Community Development Act of 1974, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States Government to receive those funds; and
- (16) ~~The director shall also have all other powers and duties. Any other responsibilities conferred granted by law~~ statute or ordinance or assigned delegated by the mayor.

Sec. ~~2-228~~ 231-13. Divisions; ~~duties~~ established.

The department of metropolitan development shall be composed of the following divisions:

- (1) Neighborhood and development service division.
- (2) Planning division.
- (3) Public housing division.
- (4) Financial Services Division

Sec. ~~2-229~~ 231-21. Metropolitan development commission.

(a) The metropolitan development commission is established in the department of metropolitan development as authorized by IC 36-7-4-202.

(b) The metropolitan development commission shall have the following powers and duties:

- (1) Approve the award and amendment of all contracts for lease or purchase of capital equipment;
- (2) Approve the employment of all persons engaged by contract to render professional or consulting services;

- (3) Approve all acquisition of interest in real estate;
 - (4) Approve all contracts for public work as defined in IC 36-1-12;
 - (5) Powers and duties granted to the metropolitan development commission by IC 36-7-4;
 - (6) Powers and duties granted to the metropolitan development commission by IC 36-7-15.1;
 - (7) Approve the location of and general development plans for real estate proposed to be acquired by the ~~division of public housing division~~ for the purpose of providing public housing, as a condition of its acquisition by the division; and
 - (8) All other powers and duties granted by statute or ordinance.
- (c) Notwithstanding what is stated above in subsection (b), the metropolitan development commission is not:
- (1) Authorized to approve the receipt or distribution of community development grant funds ~~by the office of the director.~~
 - (2) Required to approve or execute the award or amendment of any contract let by the department for public works or for the lease or purchase of capital equipment when the contract is not required to be bid under state law.

ARTICLE III. DIVISIONS

Sec. 231-101. (a) ~~Division of Neighborhood and development services division economic and housing development.~~

(1a) The ~~division of neighborhood and development services division economic and housing development~~ shall be responsible for ~~economic development and housing development and for processing requests for permission to develop real estate based on compliance with zoning, buildings and other standards and for the enforcement of laws and ordinances which regulate the development, maintenance and use of real estate.~~

(2b) Powers and duties of ~~this~~ the division include:

a(1) Powers and duties conferred on the department of metropolitan development by IC 36-7-15.1; ~~and~~

b(2) Powers and duties granted to the ~~division of economic and housing development neighborhood and development services division~~ under ~~Article III of Chapter 24 of the Code of Indianapolis and Marion County, Indiana sec. 231-111 through sec. 231-115 of this Code.~~

(3) ~~This division shall also have other powers and duties conferred by law or assigned by the mayor.~~

(b) ~~Division of development services.~~

(1) ~~The division of development services shall be responsible for processing requests for permission to develop real estate based on compliance with zoning, building and other standards and for the enforcement of laws and ordinances which regulate the development, maintenance and use of real estate.~~

(2) ~~Powers and duties of this division include:~~

a(3) Powers and duties conferred on the enforcement authority by IC 36-7-9;

b(4) Powers and duties conferred on the implementing agency under IC 36-7-4 (including actions which are the responsibility of the planning department, the division of planning and zoning and the staff), except for technical activities supporting preparation of the comprehensive plan described in the 500 series);

c(5) Powers and duties which the division of code enforcement is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in Chapters 14 and 17;

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- ~~4~~(6) Powers and duties which the division of buildings is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in Chapters 8, 10 1/2, 19 and 27;
- ~~4~~(7) License persons and business organizations engaged in construction activity, issue building permits, make building inspections and take other appropriate actions for the purpose of securing safe construction and assuring proper maintenance of existing structures;
- ~~4~~(8) Enforce building regulations established by the ~~administrative building council~~ Fire Prevention and Building Safety Commission of the State of Indiana;
- ~~4~~(9) Initiate a review of the issuance of a certificate of appropriateness in accordance with IC 36-7-11.1-9(f);
- ~~4~~(10) Powers and duties conferred on the metropolitan planning department under section 7-2 of the Code of Indianapolis and Marion County, Indiana;
- ~~4~~(11) Enforce provisions of state law or city ordinance relating to the development, condition, maintenance or use of real estate, as required by ordinance or assigned by the mayor; ~~and~~
- ~~4~~(12) Receive or process applications or documents for other departments, divisions or agencies of local government relative to the development or use of real estate when an agreement for such service is made; and
- ~~3~~(13) ~~The division shall also have~~ Any other powers and duties ~~conferred~~ granted by ~~law~~ statute or ordinance or ~~assigned~~ delegated by the mayor.

Sec. ~~24-45~~ 231-111. Urban homesteading program ~~is~~ established.

An urban homesteading program for the consolidated City of Indianapolis is hereby authorized and established, ~~to become effective immediately upon~~ subject to the approval of such program by the mayor and director of the department of metropolitan development.

Sec. ~~24-46~~ 231-112. Preparation and administration.

~~The division of economic and housing development~~ neighborhood and development services division of the department of metropolitan development shall prepare such urban homesteading program and is hereby designated by council pursuant to IC 36-7-17 to administer such urban homesteading program.

Section ~~24-47~~ 231-113. Authority to prescribe regulations for administration.

~~The division of economic and housing development~~ neighborhood and development services division of the department of metropolitan development shall prescribe rules and regulations, as provided in I.C. 36-7-17 for administering ~~such~~ the urban homesteading program.

Sec. ~~24-48~~ 231-114. Conformity with community development program and metropolitan comprehensive plan.

The Urban Homesteading Program of Indianapolis shall be an integral component of and in conformity with the annual community development program operated by the City of Indianapolis under the Housing and Community Development Act of 1974. The urban homesteading program, and all administration and implementation thereof, shall be in accordance with the procedures, requirements and criteria of IC 36-7-17 and shall be in conformity with the official metropolitan comprehensive plan adopted by the metropolitan development commission pursuant to I.C. 36-7-4. The administration and implementation of the urban homesteading program shall not be subject to the provisions of IC 36-7-15.1.

Sec. ~~24-49~~ 231-115. Cooperation and participation of other city departments.

The various departments of the city shall, appropriately within their respective jurisdictions, powers and duties, cooperate and participate as necessary in the administration of such urban homesteading program and shall further its implementation.

Sec. ~~231-201~~. ~~(c)~~ Division of Planning Division.

(1a) The ~~division of~~ planning division is responsible for economic development and for planning activities throughout Marion County that will secure orderly growth, encourage effective use of municipal facilities and resources and provide a desirable quality of life for its citizens.

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(2b) Powers and duties of the division include:

- a(1) Accomplish land use and housing planning, economic and fiscal planning (including the preparation of a capital expenditure program), transportation planning, environment and energy planning, and urban design and planning for projects, neighborhoods and open space and leisure systems;
- b(2) Accomplish technical work in support of preparation of a comprehensive plan described in the 500 series of IC 36-7-4; and
- c(3) Accomplish technical work in support of preparation of a thoroughfare plan as described in IC 36-9-6.1-3, 4, 7 and 8; 36-7-4-406 and IC 36-7-5-3 and 6 and
- (34) ~~The division shall also have~~ Any other powers and duties ~~conferred granted by law statute or ordinance or assigned delegated~~ by the mayor.

Sec. 231-301. (d) Division of Public housing division.

(4a) ~~The division of public housing division shall have the responsibilities, duty and authority to provide safe, sanitary and affordable dwelling accommodations for qualified persons of low and moderate income. (2) Powers and duties of the division include~~ is responsible for the management, operation, maintenance and administration of public housing and public housing projects, and the provision of safe, sanitary and affordable dwelling accommodations for qualified persons of low and moderate income.

(b) Powers and duties of the division include:

~~(3) The division shall have the following additional duties and responsibilities:~~

- a(1) To acquire, lease, and operate housing projects;
- b(2) To provide for the construction, reconstruction, improvement, alteration, or repair of all or any part of a housing project;
- c(3) To acquire, lease, or rent any land, buildings, structures or facilities included in, or associated with, a housing project;
- d(4) To acquire any interest in real or personal property in any manner, including the power granted under IC 36-1-4-5;
- e(5) To dispose of any interest in real or personal property;
- f(6) To provide for the insurance of the property or the operations of the division against risk or hazard;
- g(7) To obtain from the federal government insurance or guarantees for the payment of any debts secured by mortgages on property included in a housing project, regardless of whether those debts were incurred by the division;
- h(8) To receive approval from the metropolitan development commission prior to the acquisition by the division of any real property, of both the proposed location and the general development plans;
- i(9) The division may also provide housing for persons engaged in national defense activities or for victims of a major disaster; and
- j(10) ~~The division shall also have all~~ Any other powers and duties ~~conferred granted by law statute or ordinance or assigned delegated~~ by the mayor.

Sec. ~~2-232~~ 231-311. Public housing advisory council.

(a) There is established a public housing advisory council in the department of metropolitan development. The advisory council shall consist of nine (9) community members who possess a broad base of experience in the areas of community services, community relations, apartment management and maintenance, finance, and tenant relations. The advisory council shall provide advice and counsel to the division of public housing division, through its administrator, concerning the management and operation of public housing in Indianapolis and Marion County.

(b) Appointments to the advisory council shall be made as follows:

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- (1) Two (2) members appointed by the mayor for an initial three-year term;
- (2) Two (2) members appointed by the mayor for an initial two-year term;
- (3) One member who shall be a tenant of a housing project, appointed by the mayor for an initial one-year term;
- (4) One member appointed by the city-county council for an initial three-year term;
- (5) One member appointed by the city-county council for an initial two-year term; and
- (6) Two (2) members, of whom one shall be a city-county councillor, appointed by the city-county council for an initial one-year term;

Subsequent appointments shall be for a two-year term.

(c) All members shall serve at the pleasure of the appropriate appointing authority and shall be eligible for reappointment. Members shall serve in person and without compensation.

(d) The officers of the advisory council shall consist of a chairman~~man~~person and a secretary, who shall be elected by the advisory council at their first meeting, and annually thereafter. The chairman~~man~~person shall be the presiding officer of the advisory council, and the secretary shall be its recording officer.

(e) The advisory council shall establish a meeting schedule, and may meet at such other times and places as may be needed in special session called by the chairman~~man~~person. All meetings, whether regular or special, shall be open to the public.

Sec. 231-401. (e) Financial services division. Office of the director.

(1a) The financial services division ~~office of the director~~ is responsible for providing administrative support for the department and the deputy mayor of neighborhoods, ~~director and for accomplishing programs and activities of the department which can be more efficiently or effectively accomplished in a central division.~~

~~(2) Powers and duties of the office of the director include designation and authorization to receive and distribute all funds received by the city pursuant to an act of the United States Congress entitled the "Housing and Community Development Act of 1974, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States government to receive those funds.~~

(3b) This division shall also have other powers and duties ~~conferred~~ granted by law statute or ordinance or assigned delegated by the mayor.

SECTION 2. The "Revised Code of the Consolidated City and County" be, and is hereby, amended to add a NEW Chapter 135 (which is a revision and recodification of sec. 2-231 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 135 - FUNDS

ARTICLE III - NON-REVERTING CITY FUNDS

Sec. 2-231 135-331. Special Hhousing funds.

The following special housing funds are hereby ~~created in the division of finance,~~ established under the control of the city controller:

- (a) Housing general fund.
 - (1) The housing general fund shall be a continuing fund, with the balances remaining therein at the end of each calendar year, and no such balances shall lapse into the city general fund or ever be diverted, directly or indirectly, in any manner, to any other uses than for the division of public housing ~~division~~, for the purpose of public housing, so long as the division shall be responsible to perform the public housing function. The anticipated needs, uses, and expenditures of the funds at any time in the housing general fund shall be set up by the department of metropolitan development in its annual budget, in accordance with requirements established by the U.S. Department of Housing and Urban Development. The housing general fund shall consist of all moneys and investment securities received by or held for the account of the division of public housing ~~division~~ in connection with housing projects operated or administered by the division of

public housing division, including operating receipts, development funds, and advances made time to time by HUD. The housing general fund shall not include monies deposited with either a fiscal agent or paying agents for the payment of temporary or permanent notes of bonds.

- (2) Moneys may be withdrawn from the housing general fund for the payment of development costs, operating expenditures, including costs incurred for the administration, maintenances, establishment of reserves, other costs and charges for the operations of housing projects, the purchase of investment securities approved by the federal government, for purposes specified by the annual contributions contract between HUD and the city, and for any other purposes as may be specifically approved by the federal government.

(b) Debt service fund. The debt service fund is a trust fund established with a local bank serving as the fiscal agent, for the receipt, deposit and disbursement of the annual contributions and certain other monies in connection with housing projects permanently financed, in accordance with the annual contributions contract between the city and HUD.

(c) Advance amortization fund. The advance amortization fund is a special fund established for the receipt, deposit and disbursement of certain other monies in connection with permanently financed housing projects in accordance with the annual contributions contract between the city and HUD.

SECTION 3. The "Revised Code of the Consolidated City and County" be, and is here, amended by adding an Article II in a NEW Chapter 285 (which is a revision and recodification of sec. 2-230 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 285 - SPECIAL AGENCIES

ARTICLE II - CITY MARKET

Sec. ~~2-230~~ 285-201. City market.

(a) For the purpose of this chapter (section), the following terms shall have the meanings ascribed to them:

- (1) "Market," "marketplace," "city market" or "public city market" shall mean the Indianapolis City Market, a place wherein spaces are leased for a valuable consideration for the purpose of selling and displaying for sale to the general public any items or products approved by the City Market Corporation.
- (2) "Marketer" shall mean any person who brings anything to sell and sells it from a space or who operates a space in the market.
- (3) "Space" shall mean any open floor or ground area marked off or designated in any of the main open areas of the market for the use of a marketer in the sale of ~~his~~ a marketer's products, in common with similar areas and not separated by partitions or walls on more than three (3) sides of the space. Space shall also include any floor space set off by partitions or walls on all four (4) sides thereof, or which may be so designated when so bounded upon at least three (3) sides, and where the whole area is used for sales.

(b) The legal description of the city market is as follows: South half of Square 43, Smith's Heirs Subdivision, Plat Book 8, page 193.

Sec. 285-202. City market corporation.

~~(c)~~ The city shall cause to be formed a nonprofit City Market Corporation. The governing body of the corporation shall consist of a nine-member board of directors. Six (6) members of the board shall be community members who possess a broad base of experience in the areas of accounting, retail grocery, architecture, historic preservation and other business experience as would be helpful in carrying out the duties of the board. Three (3) of these members shall be appointed by and shall serve at the pleasure of the mayor, and three (3) of these members shall be appointed by and shall serve at the pleasure of the city-county council. The aforementioned members shall be appointed for terms of two (2) years; provided that the terms of members who are serving on October 1, 1990 are extended to December 31, 1990, so that all terms shall end on December 31 of the even numbered years. The three (3) remaining members shall consist of the:

- (1) City controller or the controller's designee;
- (2) ~~Director of administration~~ A deputy mayor or a designee appointed by the mayor; and

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- (3) One (1) elected or appointed official serving Indianapolis, who shall be appointed by the mayor.

Members shall serve in person and without compensation, and vacancies shall be filled by the appointing body responsible for the original appointment of the resigning board member. The governing body of the corporation shall meet at least quarterly and at such other additional times as needed circumstances might require.

Sec. 285-203. Lease authorized.

~~(4)~~ The city shall enter into a lease with the City Market Corporation for the lease of the foregoing city market property on such terms and conditions as may be negotiated between the city and the City Market Corporation from time to time and approved by the city-county council.

Sec. 285-204. Authority delegated.

~~(e)~~ The City Market Corporation shall set the policies, approve the budget and hire the general manager of the city market.

SECTION 4. The "Revised Code of the Consolidated City and County," is hereby amended to add a new Article IV in Chapter 202 as follows:

CHAPTER 202

ARTICLE IV. OFFICE OF YOUTH AND FAMILY SERVICES

Sec. 202-301. There is hereby established as part of the mayor's office an office of youth and family services.

Sec. 202-302. Director. The director of the office of youth and family services shall be appointed by and serve at the pleasure of the mayor. The director shall be responsible to the deputy mayor for neighborhoods for the functions of the office.

Sec. 202-303. Duties of director. The director shall:

- (1) Supervise and coordinate the activities of the office;
- (2) Oversee the daily operations of the office;
- (3) Prepare and submit the office's budget to the controller;
- (4) Approve the hiring and dismissal of the personnel of the office subject to the limitations prescribed by law and rules adopted by the mayor;
- (5) Manage the personnel of the office;
- (6) Delegate to the personnel of the office authority to act on the director's behalf;
- (7) Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and
- (8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 202-304. Powers of office of youth and family services. The office of youth and family services shall:

- (1) Administer and, subject to the approval of the director, contract for the administration of federal, state and locally funded programs including, but not limited to:
 - a. Employment and training programs
 - b. Programs for youth
 - c. Neighborhood health programs
 - d. Programs for senior citizens
 - e. Neighborhood centers
 - f. Homeless shelters
 - g. Other appropriate social service programs
- (2) Exercise any other powers and duties which may be granted by statute or ordinance or delegated by the mayor.

SECTION 5. Division IV of Article V of Chapter 2 and Sec. 24-45 through 24-49 (inclusive) of Chapter 24 of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 6. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 7. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 285, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 285, 1992 on June 11 and July 30, 1992. The proposal concerns the reorganization of the Department of Public Works (DPW). DPW has been reorganized from seven divisions into three: Environmental Resources Management Division, Stormwater and Wastewater Management Division and Solid Waste Management Division. By a 6-0 vote on July 30, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption.

The President had some questions on the disposal of real property by DPW and directed Councillor Coughenour to inquire how the Mayor purports to manage the City's surplus property.

Proposal No. 285, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams*

0 NAYS:

5 NOT VOTING: *Black, Franklin, Golc, Howard, Smith*

Proposal No. 285, 1992, as amended, was retitled GENERAL ORDINANCE NO. 43, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 1992

A GENERAL ORDINANCE recodifying and amending Article V, Chapter 3, of the Code of Indianapolis and Marion County and adopting a new Chapter 261 concerning the reorganization of the Department of Public Works.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Chapter 261 (which is a revision and recodification of Article IV of Chapter 3 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

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CHAPTER 261. DEPARTMENT OF PUBLIC WORKS

ARTICLE I. DEPARTMENT ESTABLISHED

Sec. ~~3-400~~ 261-1. Department ~~created~~ established; ~~duties, powers~~.

~~(a) [Created].~~ There is hereby ~~created~~ established a department of public works for the consolidated city ~~as successor the department of public works established by IC 18-4-9 (repealed)~~ pursuant to IC 36-3-5-4 subject to IC 36-3-4-23.

Sec. 261-2. (b) Duties, powers. It shall be the duty of department of public works to ensure the environmental safety of the consolidated city in the areas of stormwater and wastewater management, liquid waste, solid waste management, flood control and air pollution control, and environmental resources management. The department shall exercise powers granted by this article and any additional powers granted by statute or ordinance or delegated by the mayor, ~~the city-county council or by law~~. The department of public works shall exercise all powers prescribed by law for it as of August 31, 1983, subject to IC 36-3-4-23.

ARTICLE II. ORGANIZATION

Sec. ~~3-401~~ 261-11. Director, duties.

~~(a)~~ The ~~chief administrative officer~~ director of the department of public works shall ~~be a director who shall be appointed by the mayor with subject to the approval of the city-county council as required by IC 36-3-5-2. to~~ The director is appointed for a term of one (1) year and until his successor is appointed and qualified, but serves at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies.

Sec. 261-12. Duties of director.

~~(b)~~ The director of the department of public works shall ~~have the following powers and duties with respect to the department:~~

- ~~(1)~~ To supervise and coordinate the activities of Manage the divisions within the department, provide policy direction and develop strategic management and capital improvement plans;
- ~~(2)~~ To Oversee the daily operation of the department;
- ~~(3)~~ To Prepare and submit the department's budget to the fiscal officer as required by IC 36-3-6-4(b)(1);
- ~~(4)~~ To Appoint an administrator to be the head of each division of the department division administrators, assistant division administrators and an executive officer subject to the approval of the mayor as provided in IC 36-3-5-5;
- ~~(5)~~ To Approve the hiring and dismissal of the personnel of the department subject to the limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5;
- ~~(6)~~ To manage the personnel of Provide administrative support to the department;
- ~~(7)~~ To Delegate to the personnel employed in the department authority to act in his the director's behalf as provided in IC 36-3-5-5(c);
- ~~(8)~~ To Execute contracts on behalf of the department subject to the powers of the mayor and the board of public works;
- ~~(9)~~ Provide for the management of surplus real property acquired by the city due to nonpayment of taxes or any other reason and for the disposal of such property pursuant to IC 36-1-11; and
- ~~(10)~~ Any Exercise any other powers which may be granted by law statute or ordinance or delegated by the mayor or the city-county council.

Sec. ~~3-402~~ 261-13. Divisions.

The department of public works shall be composed of the following divisions:

- (1) Stormwater and Wastewater Management Division.

(2) Solid Waste Management Division.

(3) Environmental Resource Management Division.

Sec. 261-21. (a) Board of public works established. There is hereby established a board of public works pursuant to IC 36-3-5-6 and IC 36-3-4-23.

Sec. 261-22. (b) Members. The board of public works shall be composed of five (5) members; the department director, who serves as presiding officer of the board; two (2) members appointed by the mayor and two (2) members appointed by the city-county council. Each appointed member shall serve a one-year term and until ~~his~~ such member's successor is appointed and qualified, but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

Sec. 261-23. (c) Meetings. The board shall hold regular meetings at least once a month, at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by presiding officer or by two-fifths of the members, at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by telegram so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirements may be waived as to a member if ~~he~~ such member attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

(d) Board action. A majority of all members of the board constitutes a quorum. A majority vote of all board members is required to pass a resolution.

Sec. 261-24. Powers. The board of public works shall have the following powers:

- (1) To review all budgets prepared by the department and recommend to the city-county council any revisions the board feels desirable;
- (2) To hold any hearings to be held following public notice and make findings and determinations required by applicable law;
- (3) To approve the award and amendment of contracts let by the department for the purchase or lease of capital equipment or other property where the contract is required to be bid under IC 36-1-9;
- (4) To approve the award and amendment of public construction contracts let by the department which are required to be bid under IC 36-1-12;
- (5) To approve the acquisition of and leases for real estate by the department;
- (6) To approve the employment of persons engaged by the department by contract to render professional or consulting services;
- (7) To approve the disposal of property by the department as specified in IC 36-1-11;
- (8) To exercise flood control power as described in IC 36-9-29.1, drainage power as described in IC 36-9-27; and waste collection and disposal powers as described in IC 36-9-31;
- (9) To authorize abutments as stated in section 7-2 of the Code of Indianapolis and Marion County, Indiana;
- (10) To exercise the powers given to the board in Chapters 10½, 17½, 19 and 27 of the Code of Indianapolis and Marion County, Indiana;
- (11) To contract with any individual or corporation for supplying the city with gas, water, steam, power, heat or electricity, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years. This power shall not interfere with the exclusive power of the board of transportation to enter into contracts for the lighting of public streets pursuant to Sec. 3-503 Chapter 271;
- (12) Any other powers ~~given to the board by law or granted by statute or ordinance or delegated by the mayor or the city-county council.~~

Sec. ~~3-405~~ 261-25. Promulgation of rules and regulations.

(a) Notice of hearing. Before any rule, regulation or standard is adopted by the board of public works as authorized by this Code, it shall use the procedures in this section ~~3-405~~ unless otherwise provided for by state law. The board shall cause a notice to be published in a newspaper of general circulation printed and published in the county at least ten (10) days prior to the date set for a hearing. The notice shall include a statement of the time and place of the hearing, a reference to the subject matter of the proposed rule or regulation and reference to the fact that a copy of the proposed rule or regulation is on file in the office of the department of public works and in the office of the city clerk where it may be examined; however, no rule or regulation shall be invalid because the reference to the subject matter thereof in such notice is inadequate or insufficient.

(b) Filing of proposal. At least five (5) copies of a proposed rule or regulation shall be on file in the office of the department of public works and in the office of the city clerk from the date of publication of the notice required by subsection (a) continuously to the time of the hearing. Any interested persons shall be given an adequate opportunity to examine a copy of the proposed rule or regulation. The city clerk shall furnish to each member of the city-county council a copy of each proposed rule or regulation filed in the office of the city clerk.

(c) Hearing. On the date set for a hearing on a proposed rule or regulation, any interested party shall be afforded an adequate opportunity to participate in the formulation of the proposed rule or regulation through the presentation of facts or arguments or the submission of written data or facts. All relevant matters presented shall be given full consideration by the board of public works. All hearings conducted by the board of public works shall be open to the public. Any person may appear and testify at a hearing, either in person or by a duly authorized representative or attorney.

(d) Publication of adopted rules and regulations and review by the city-county council. At the conclusion of a public hearing held pursuant to this section, the board of public works may adopt such rules and regulations or may provide for the continuation of the hearing as the board may deem appropriate, which further hearing may be held without the requirement of publication notice.

After adoption of such rules and regulation, the secretary of the board shall file a copy of the same with the clerk of the city-county council. The board shall publish a notice once a week for two (2) consecutive weeks after each board meeting at which rules and regulations were adopted, that the board of public works has adopted certain rules and regulations, giving the number of the same and the general title thereof and stating that copies are available for examination in the office of the department of public works and the office of the city clerk. The rules and regulations shall not become effective or enforceable until thirty (30) days after the date upon which the regulations are filed with the clerk. During such thirty (30) day period, the city-county council may further stay, up to a maximum of ninety (90) days, the taking effect of such rules and regulations for review by the city-county council or for legislation by the city-county council within the subject matter of the rules and regulations or may by resolution or ordinance disapprove or reject such rules or regulations, in which latter case the action of the board of public works in adopting such rules and regulations shall be of no effect. After complying with the requirements for publication, and if the city-county council has not stayed the taking effect of such rules and regulations or disapproved or rejected them, such rules and regulations as are adopted by the board shall become effective.

(e) Alteration of existing rules or regulations. In case the board of public works desires to repeal, rescind or amend any rule or regulation, the same procedures shall be followed as are provided in this section for the promulgation of rules or regulations.

(f) Enforcement of rules and regulations promulgated under this section. A violation of any rule or regulation promulgated under this section constitutes a municipal violation. Any person convicted of violating any rule or regulation promulgated under this section shall be subject to the general penalty provisions contained in section ~~1-8~~ 101-3 of this Code.

ARTICLE III. DIVISIONS

~~(A) Administrative division. The administrative division shall have the following powers:~~

~~(1) To provide management and support to the department in the areas of finance and public relations as well as any other areas designated by the director;~~

~~(2) To manage surplus property acquired by the city due to nonpayment of taxes or any other reason and to dispose of such property pursuant to IC 36-1-11;~~

~~(3) To approve plans and issue permits for sewer construction and connection as required in Chapter 27 of the Code of Indianapolis and Marion County, Indiana, and otherwise provide engineering services to the other division as necessary.~~

~~(B) Air pollution control division. The air pollution control division shall initiate and carry out strategies to achieve and maintain acceptable air purity in the county as described in Chapter 4 of the Code of Indianapolis and Marion County, Indiana.~~

Sec. 261-101. (C) ~~Advanced wastewater treatment division~~ Stormwater and Wastewater Management Division. The advanced stormwater and wastewater treatment management division shall have the following powers:

- ~~(1) To Treat wastewater in the consolidated city;~~
- ~~(2) To Design, construct, operate and maintain wastewater collection and treatment facilities;~~
- ~~(3) To maintain Provide for the accounts billing and collection of sewer user customers service accounts;~~
- ~~(4) Approve plans and issue permits for sewer construction and connection as required in Chapter 27 of the Code of Indianapolis and Marion County, Indiana;~~
- ~~(45) To provide engineering services to other divisions as necessary, the department;~~
- ~~(6) Be responsible for flood control projects within the flood control district;~~
- ~~(7) Approve, design, construct and maintain drains, ditches, rivers, creeks and other watercourses as provided by law;~~
- ~~(8) Approve, design, construct and maintain levees throughout the flood control district as provided by law;~~
- ~~(9) Maintain Eagle Creek Dam and regulate the water level of the Eagle Creek Reservoir;~~
- ~~(10) Approve plans and issue permits as provided in Chapter 10 1/2 of the Code of Indianapolis and Marion County, Indiana;~~
- ~~(11) Design, construct, operate and maintain the stormwater collection system except as provided by law;~~
- ~~(12) Measure wastewater flows in sewers and locate sources of clear water entering sanitary sewers; and~~
- ~~(13) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.~~

Sec. 261-201. (D) ~~Solid Waste Management Division.~~ The solid waste management division shall have the following powers:

- ~~(1) To Provide for collection and dispose disposal of residential solid waste household refuse of residents in the Indianapolis Solid Waste Collection and Disposal Service Districts;~~
- ~~(2) To pick up and dispose of animal carcasses;~~
- ~~(32) To Ticket, tow and dispose of abandoned vehicles in the consolidated city, except to the extent the department of public safety disposes of vehicles impounded and stored by the Indianapolis Police Department and subject to disposal as abandoned vehicles pursuant to Chapter 29 of the Code of Indianapolis and Marion County, Indiana;~~
- ~~(3) Facilitate solid waste reduction programs;~~
- ~~(4) Be responsible for weed abatement on public and private property within the consolidated city other than that for which the township trustee is responsible;~~
- ~~(5) Facilitate ordinance enforcement related to solid waste management;~~

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- (6) Provide for disposal of dead animal bodies and body parts as provided for in Chapter 6 of the Code of Indianapolis and Marion County;
- (7) Be responsible for solid waste management activities as provided by law; and
- (8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.
- ~~(3) Flood control division. The flood control division shall have the following powers:~~
 - ~~(1) To be responsible for flood control projects within the flood control district;~~
 - ~~(2) To approve, design, construct and maintain drains, ditches, rivers, creeks and other watercourses throughout the district as provided by law except as provided in Article VI of Chapter 3 of the Code of Indianapolis and Marion County, Indiana;~~
 - ~~(3) To approve, design, construct and maintain levees throughout the district as provided by law;~~
 - ~~(4) To maintain Eagle Creek Dam and regulate water level of the Eagle Creek Reservoir;~~
 - ~~(5) To approve plans and issue permits required by chapter 10 1/2 of the Code of Indianapolis and Marion County, Indiana;~~
 - ~~(6) To be responsible for weed abatement on public and private property within the consolidated city; and~~
 - ~~(7) To provide engineering services to other divisions as necessary.~~

Sec. 261-301. (F) ~~Water and land pollution control division~~ Environmental Resources Management Division. The water and land pollution control division environmental resources management division shall have the following powers:

- (1) ~~To p~~Provide management and support to the department in the areas of environmental policy and planning for air, water and land pollution control;
- (2) ~~To p~~Perform pollution control programs and services ~~in order~~ to improve the environmental quality in the consolidated city with regard to groundwater, surface water and hazardous waste;
- (3) ~~To a~~Approve plans and issue permits for, and otherwise monitor and regulate, industrial, commercial, and any other non-domestic discharges into the sewer system, as described in Chapter 27 of the Code of Indianapolis and Marion County, Indiana;
- (4) ~~To m~~Monitor and regulate septage hauling;
- (5) ~~To r~~Respond to hazardous waste spills and other emergencies which threaten contamination of sewers, groundwater, or surface water; ~~and~~
- (6) ~~To p~~Provide engineering and technical services to other divisions as necessary;
- (7) Carry out strategies to achieve and maintain acceptable air purity in the county as provided in Chapter 4 of the Code of Indianapolis and Marion County, Indiana;
- (8) Provide training and safety, including but not limited to hazardous material safety and operational training and safety; and
- (9) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.
- ~~(G) Sewer maintenance division. The sewer maintenance division shall have the following powers:~~
 - ~~(1) To operate and maintain the wastewater collection system in the consolidated city.~~
 - ~~(2) To design, construct and repair storm and sanitary sewer structures in the consolidated city.~~
 - ~~(3) To measure wastewater flows in sewers and locate sources of clear water entering sanitary sewers.~~

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SECTION 2. Article V of Chapter 3 of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 316, 1992. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 316, 1992 on August 3, 1992. The proposal transfers and appropriates \$100,000 for the Department of Administration, Legal Division, to cover unexpected litigation expenses. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Giffin, for adoption.

Councillor Williams stated that she will not support a transfer out of Personal Services because there is only one City lawyer handling all the cases (300+) that come from the neighborhoods. The neighborhood area in the Legal Division, in her opinion, is understaffed.

Councillor Jimison asked if these moneys are going to be used to contract outside of the Legal Division to bring in attorneys from other law firms. Councillor Curry replied that these moneys will be used to contract for skills not presently available in the Legal Division and to provide for representation in cases where judges rule conflict of interest through representation by the Legal Division. Councillor Jimison asked what types of skills have to be contracted for and the information concerning conflict of interest cases.

Sue Beesley, Corporation Counsel, stated the Legal Division needs expertise in the areas of environmental and real estate. She said that all contracts have been changed to institute a mentoring program, so that a member of the Legal Division works with the outside expert so as to acquire experience in a particular area. City Legal has nine or ten cases coming up that could be judged conflict of interest cases.

Proposal No. 316, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

5 NAYS: *Boyd, Brents, Howard, Jones, Williams*

Proposal No. 316, 1992 was retitled FISCAL ORDINANCE NO. 50, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the

August 3, 1992

Consolidated County Fund for purposes of the Department of Administration, Legal Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, City Legal Division to pay for unanticipated expenses relating to federal court cases and labor negotiations.

SECTION 2. The sum of One Hundred Thousand (\$100,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION
LEGAL DIVISION

3. Other Services and Charges
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$100,000
\$100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION
LEGAL DIVISION

1. Personal Services
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$100,000
\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 317, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 317, 1992 on August 3, 1992. The proposal transfers and appropriates \$25,000 for the Department of Administration, Human Resources Division, to pay for computerization expenses. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 317, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, Servaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
3 NOT VOTING: *Borst, Hinkle, Ruhmkorff*

Proposal No. 317, 1992 was retitled FISCAL ORDINANCE NO. 51, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Consolidated County Fund for purposes of the Department of Administration, Human Resources Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Human Resources Division, to complete computer networking for the division.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION	
<u>HUMAN RESOURCES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies	\$ 8,000
4. Capital Outlay	<u>17,000</u>
TOTAL INCREASE	\$25,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION	
<u>HUMAN RESOURCES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	<u>\$25,000</u>
TOTAL REDUCTION	\$25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 318, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 318, 1992 on August 3, 1992. The proposal, sponsored by Councillor Dowden, authorizes the lease of approximately 15,000 square feet of office space for the Marion County Cooperative Extension Service. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Howard, for adoption. Proposal No. 318, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West*
1 NAY: *Gole*
4 NOT VOTING: *Hinkle, Ruhmkorff, Short, Williams*

Proposal No. 318, 1992 was retitled SPECIAL RESOLUTION NO. 55, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 1992

A SPECIAL RESOLUTION authorizing the lease of approximately 15,000 usable square feet of office space for the Marion Cooperative Extension Service.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease for office space from owners, Lincoln National, for the use of the Marion County Cooperative Extension Service is necessary.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 324, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 324, 1992 on July 22, 1992. The proposal transfers and appropriates \$25,000 for the Forensic Services Agency to purchase chemical supplies. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 324, 1992 was adopted on the following roll call vote; viz:

August 3, 1992

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Black, Hinkle, Ruhmkorff*

Proposal No. 324, 1992 was retitled FISCAL ORDINANCE NO. 52, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (y) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to buy chemical supplies.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>\$25,000</u>
TOTAL INCREASE	\$25,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$10,000
4. Capital Outlay	<u>15,000</u>
TOTAL REDUCTION	\$25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 326, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 326, 1992 on July 22, 1992. The proposal amends the Code concerning the duties and responsibilities of the Marion County Justice Agency. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 326, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Black, Ruhmkorff, Short*

Proposal No. 326, 1992 was retitled GENERAL ORDINANCE NO. 44, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1992

A GENERAL ORDINANCE amending Section 2-317 and Section 2-455 of the Code of Indianapolis and Marion County, Indiana.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 2-317 and Section 2-455 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the language underscored to read as follows:

Sec. 2-317. Additional Duties and Responsibilities.

The board shall be charged with the following duties and responsibilities:

- (a) To confer with the appropriate city, county, regional and federal agencies concerned with law enforcement and the administration of justice for the purpose of improving programs and policies;
- (b) To confer with the appropriate city, county, regional and federal agencies for the purpose of securing funds for the support of the MCJA;
- (c) To advise law enforcement and the justice agencies on improved policies and programs;
- (d) To determine the means of financing any justice related information services, subject to the approval of the council where applicable;
- (e) To review and approve all budgets, contracts and expenditures for services, equipment purchases, rents or leases, consultants, management or technical personnel, studies, programs and materials or supplies for the subject agencies' common database justice information system;
- (f) To conduct studies and evaluations of any and all information needs and current systems operating in the subject agencies;
- (g) To contract for technical and specialized assistance in administering its duties;
- (h) To require annual plans and resources inventories of the subject agencies and submit such plans for inclusion in the annual city/county master plan for information services;
- (i) To develop, maintain and communicate information services policy for the subject agencies;
- (j) To submit job descriptions and salary levels consistent with ISA and the standards established by the auditor's office;
- (k) To approve the employment or retention by personal services contract a director for justice systems who shall have such duties as directed herein. This director will report administratively to the director of ISA retained by the ISA board;
- (l) To promulgate rules and regulations for the efficient administrations of its policies and procedures for the subject agencies;
- (m) To establish requirements for standards for privacy of personally identifiable confidential information and security of systems and records of subject agencies;
- (n) To delegate any functions to the director, subject to review by the board;
- (o) To hire personnel, who serve at the director's pleasure according to law, to carry out its duties;
- (p) To undertake such other studies or programs related to or involving the subject agencies as may be adopted by the board or assigned to the board by the city-county council; ~~and~~
- (q) To contract for assistance in the collection of money owed to the subject agencies and to add the costs of collection, if amount owed exceeds twenty-five dollars (\$25.00) and became delinquent after July, 1986, to the amount owed and collected;
- (r) To administer the Pre-Trial Services Division and its subdivisions including the Lock-Up Services, Conditional Release Office, Failure To Appear Office, and Office of the Jail Ombudsman;

- (s) To administer the Law Enforcement fund and to have authority over expenditures from the fund;
- (t) To coordinate expenditures of the County Correction Fund in furtherance of streamlining and coordination of the delivery of pre-trial services.

Sec. 2-455. Pre-trial Release Fee.

A person arrested for a crime who is released pre-trial on terms and conditions other than the ten percent (10%) system of release shall pay an administrative fee of twenty dollars (\$20.00) to the Clerk of Marion County. The Clerk shall forward the administrative fees collected to the Auditor of Marion County in accordance with I.C. 33-19-1-3.

SECTION 2. This ordinance codifies and supersedes Special Resolution No. 31, 1989, which shall be repealed upon the effective date of this ordinance.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 327, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 327, 1992 on July 22, 1992. The proposal, sponsored by Councillors SerVaas, Beadling, Borst, Franklin and Short, amends the Code concerning the Building Authority's security officers. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Franklin, for adoption.

Councillor Howard voiced his disapproval of the public receiving parking tickets instead of warnings.

Councillor Coughenour suggested some guidelines for the Building Authority's security officers concerning the semicircle on Market Street. She believes they are too inconsistent in their handling of attended cars parked around the semicircle.

The President said that this proposal directs the Building Authority to enforce the law on standing and parking around the City-County Building and to police people coming in and out of the building.

Councillor Smith commended the Building Authority's security officers for a job well done.

Councillor Williams stated that the passage of this proposal should not be construed that it will somehow assist the judges in their security issues concerns because it is not against any City ordinance to walk into this building with a deadly weapon.

Councillor Curry said that since August 2, 1959 the Rules and Regulations of the City-County Building provide that no person while in the building shall carry firearms or other dangerous or deadly weapons or explosives, either open or concealed, except for official purposes. The Building Authority security officers, in his opinion, have the ability to enforce the ban against carrying these kinds of items.

Proposal No. 327, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
3 NAYS: *Hinkle, Howard, Williams*

Proposal No. 327, 1992 was retitled GENERAL ORDINANCE NO. 45, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana by amending Sec. 29-24, General authority of police and fire department officials, to add new provisions concerning Indianapolis-Marion County Building Authority.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Sec. 29-24 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the text underlined to read as follows:

Sec. 29-24. General authority of police and fire department officials.

(a) It shall be the duty of the officers of the police department, or such officers and persons as are assigned by the chief of police or the board of public safety for such purposes, to enforce all provisions of this chapter and other provisions of this Code, or any other ordinances or state laws applicable to traffic in the city.

(b) Officers of the police department, or such persons or officers as are so assigned by the board of public safety or by the chief of police, are authorized by this chapter to direct and control all traffic by voice, hand, signs or signals in conformity with this chapter or other traffic laws and regulations. In the event of and during a fire, or any other emergency, or because of the condition of the street, to expedite traffic or to safeguard pedestrians or any person or property, any officers of the police department may direct, control, divert or exclude traffic, as conditions may then and there require, notwithstanding any of the provisions of this Code or other ordinances or state traffic laws.

(c) Officers of the fire department, when at the scene of a fire or other occurrence, may direct or assist the police in directing and may limit, divert or exclude traffic at the scene of the fire or in the immediate vicinity thereof, while the emergency continues.

(d) IC 36-9-13 authorizes the Indianapolis-Marion County Building Authority to operate the city-county building and IC 36-8-10-10.6 allows the county sheriff to appoint building authority's security officers as special deputies for enforcing the laws. Thus, for the public safety of all users of the city-county building, such building authority security officers, are specifically empowered and directed to enforce all laws, including posted no parking areas, on the public streets and sidewalks around the circumference of the building. Building authority security officers also shall enforce laws and building rules within the city-county building and grounds.

SECTION 2. This ordinance shall be in effect from and after its adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to vote on Proposal Nos. 330, 331, 332 and 337, 1992 together and to vote on Proposal Nos. 333, 334, 335, 336, 338, 339, 340, 342, 343, 345, 346 and 347, 1992 together. Consent was given.

PROPOSAL NO. 330, 331, 332 and 337, 1992. PROPOSAL NO. 330, 1992. The proposal, sponsored by Councillor Beadling, amends the Code by authorizing intersection controls in the Spinnaker Cove subdivision (District 5). PROPOSAL NO. 331, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing intersection controls in the Bradford Meadows subdivision (District 1). PROPOSAL NO. 332, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing intersection controls in the Crooked Creek subdivision (District 1). PROPOSAL NO. 337, 1992. The proposal, sponsored by Councillor Hinkle, amends the Code by upgrading existing intersection controls to current DOT standards at various locations (District 18). By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 330, 331, 332 and 337, 1992 were adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

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1 NAY: Black

2 NOT VOTING: Giffin, Schneider

Proposal No. 330, 1992 was retitled GENERAL ORDINANCE NO. 46, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 5	Hardwood Dr. & Masters Rd.	Masters Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Backwater Dr. & Long Boat Dr.	Backwater Dr.	Stop
6, Pg. 1	Backwater Dr. (SB) & Sea Pine Dr.	Sea Pine Dr.	Stop
6, Pg. 5	Hardwood Dr., Masters Rd., & Sea Pine Dr.	Masters Rd.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 331, 1992 was retitled GENERAL ORDINANCE NO. 47, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 47, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 3	Moeller Rd. & 62nd St.	62nd St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Bradford Meadow Ci. & Old Bard Dr.	Old Barn Dr.	Yield
9, Pg. 3	Moeller Rd., Old Barn Dr. & 62nd St.	62nd St.	Stop
9, Pg. 3	Old Barn Ci. & Old Barn Dr.	Old Barn Dr.	Yield
9, Pg. 3	Old Barn Ct. & Old Barn Dr.	Old Barn Dr.	Yield
9, Pg. 3	Old Barn Dr. & Zionsville Rd.	Zionsville Rd.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 332, 1992 was retitled GENERAL ORDINANCE NO. 48, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 1	Camberwood Dr. & Tappan Dr. (7376 N)	Camberwood Dr.	Stop
9, Pg. 1	Camberwood Ct. & Camberwood Dr.	Camberwood Dr.	Stop
9, Pg. 1	Camberwood Ct. & Crickwood Pl.	Camberwood Ct.	Stop
9, Pg. 1	Camberwood Dr. & Camwell Dr.	Camberwood Dr.	Stop
9, Pg. 1	Camberwood Dr. & Tappan Dr. (7124 N)	Camberwood Dr.	Stop
9, Pg. 1	Camberwood Dr. & 71st St.	71st St.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 337, 1992 was retitled GENERAL ORDINANCE NO. 53, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 1	Archwood Dr. & Green Springs Rd.	Archwood Dr.	Yield
22, Pg. 1	Archwood Dr. & Heather Dr.	Heather Dr.	Yield
22, Pg. 2	Cedar Bluff Dr. & Green Springs Rd.	Green Springs Rd.	Yield
22, Pg. 2	Cedar Bluff Dr. & Heather Dr.	Heather Dr.	Yield
22, Pg. 3	Daisy La. & Heather Dr.	Heather Dr.	Yield
22, Pg. 4	Furman Av. & Green Springs Rd.	Green Springs Rd.	Yield
22, Pg. 4	Furman Av. & Lockerbie Dr.	Lockerbie Dr.	Yield
22, Pg. 4	Heather Dr. & Lockerbie Dr.	Heather Dr.	Yield

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 1	Archwood Dr. & Green Springs Rd.	Archwood Dr.	Stop
22, Pg. 1	Archwood Dr. & Heather Dr.	Heather Dr.	Stop
22, Pg. 2	Cedar Bluff Dr. & Green Springs Rd.	Green Springs Rd.	Stop
22, Pg. 2	Cedar Bluff Dr. & Heather Dr.	Heather Dr.	Stop
22, Pg. 3	Daisy La. & Heather Dr.	Heather Dr.	Stop
22, Pg. 4	Furman Av. & Green Springs Rd.	Green Springs Rd.	Stop
22, Pg. 4	Furman Av. & Lockerbie Dr.	Lockerbie Dr.	Stop
22, Pg. 4	Heather Dr. & Lockerbie Dr.	Heather Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Ruhmkorff moved to remove Proposal No. 341, 1992 from the "Table" status and hear it before the Council at this time. Councillors O'Dell, Gilmer and Beadling opposed this motion. By a majority voice vote, Councillor Ruhmkorff's motion failed.

PROPOSAL NO. 333, 334, 335, 336, 338, 339, 340, 342, 343, 344, 345, 346 and 347, 1992. PROPOSAL NO. 333, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a traffic signal at the intersection of Dandy Trail and 34th Street (District 1). PROPOSAL NO. 334, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a traffic signal at the intersection of Moller Road and 46th Street (District 1). PROPOSAL NO. 335, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a traffic signal at the intersection of Guion Road and 62nd Street (Districts 1 and 9). PROPOSAL NO. 336, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a traffic signal at the intersection of Kentucky Avenue, Olender Drive and Southwest Drive (District 19). PROPOSAL NO. 338, 1992. The proposal, sponsored by Councillor Giffin, amends the Code by authorizing a 4-way stop at the intersection of Bridgeport Road and Haueisen Road (District 19). PROPOSAL NO. 339, 1992. The proposal, sponsored by Councillor Schneider, amends the Code by authorizing intersection controls at Brewster and Sawleaf Roads and Brewster and Staghorn Roads (District 3). PROPOSAL NO. 340, 1992. The proposal, sponsored by Councillor Brents, amends the Code by authorizing intersection controls at Merrill Street and Missouri Street (District 16). PROPOSAL NO. 342, 1992. The proposal, sponsored by Councillor Brents, amends the Code by authorizing parking restrictions on both sides of Vermont Street between West Street and Toledo Street (District 16). PROPOSAL NO. 343, 1992. The proposal, sponsored by Councillor Brents, amends the Code by deleting parking restrictions on the east side of Meridian Street from a point 74 feet south of New York Street to a point 162 feet south of New York Street (District 16). PROPOSAL NO. 344, 1992. The proposal, sponsored by Councillor Brents, amends the Code by changing the length of the current loading zone for the Indianapolis Symphony Orchestra, 45 Monument Circle (District 16). PROPOSAL NO. 345, 1992. The proposal, sponsored by Councillor Brents, amends the Code by authorizing a passenger and material loading zone at 100 East Court Street for the Summit Bank (District 16). PROPOSAL NO. 346, 1992. The proposal, sponsored by Councillor Brents, amends the Code by authorizing an 88 foot bus stop zone on the west side of Pennsylvania Street, from a point 36 feet north of Ohio Street to a point 124 feet north of Ohio Street (District 16). PROPOSAL NO. 347, 1992. The proposal, sponsored by Councillor Gilmer, amends the Code by authorizing a 35 mph speed limit on Dandy Trail between 46th Street and 56th Street (District 1). By a 7-0 vote, the Committee reported Proposal Nos. 333, 334, 338, 339, 340, 342 and 343, 1992 to the Council with the recommendation that they do pass. By a 6-0 vote, the Committee reported Proposal No. 335, 1992 to the Council with the recommendation that it do pass. By a 5-0 vote, the Committee reported Proposal No. 336, 1992 to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 333, 334, 335, 336, 338, 339, 340, 342, 343, 344, 345, 346 and 347, 1992 were adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

1 NAY: Black

1 NOT VOTING: Giffin

Proposal No. 333, 1992 was retitled GENERAL ORDINANCE NO. 49, 1992 and reads as follows:

August 3, 1992

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 2	Dandy Trail 34th St.	Dandy Trail	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 2	Dandy Trail 34th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 334, 1992 was retitled GENERAL ORDINANCE NO. 50, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 7	Moller Rd. & 46th St.	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 7	Moller Rd. & 46th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 335, 1992 was retitled GENERAL ORDINANCE NO. 51, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 2	Guion Rd. & 62nd St.	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 2	Guion Rd. & 62nd St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 336, 1992 was retitled GENERAL ORDINANCE NO. 52, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37, Pg. 3	Kentucky Av. & Olender Dr.	Kentucky Av.	Stop
37, Pg. 3	Kentucky Av. & Southwest Dr.	Kentucky Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
37, Pg. 3	Kentucky Av./ Olender Dr./Southwest Dr.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 338, 1992 was retitled GENERAL ORDINANCE NO. 54, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

August 3, 1992

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
36, Pg. 1	Bridgeport Rd. & Haueisen Rd.	Bridgeport Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
36, Pg. 1	Bridgeport Rd. & Haueisen Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 339, 1992 was retitled GENERAL ORDINANCE NO. 55, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 2	Brewster Rd. & Sawleaf Rd.	Brewster Rd.	Yield
3, Pg. 2	Brewster Rd. & Staghorn Rd.	Brewster Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 2	Brewster Rd. & Sawleaf Rd.	None	Stop
3, Pg. 2	Brewster Rd. & Staghorn Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 340, 1992 was retitled GENERAL ORDINANCE NO. 56, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32, Pg. 15	Merrill St. & Missouri St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32, Pg. 15	Merrill St. & Missouri St.	Merrill St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32, Pg. 15	Merrill St. & Missouri St.	Missouri St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 1992 was retitled GENERAL ORDINANCE NO. 57, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Vermont Street, on both sides, from
West Street to Toledo Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 343, 1992 was retitled GENERAL ORDINANCE NO. 58, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-266, Special parking privileges for certain persons or vehicles in certain locations, be, and the same is hereby amended by the addition of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section and within the locations designated:

August 3, 1992

- (10) Any vehicle so marked with a U.S. Post Office, Caller Service parking permit, may park between 7:00 a.m. and 9:00 a.m. in the following location:

Meridian Street, on the east side, from a point 74 feet south of New York Street to a point 162 feet south of New York Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 344, 1992 was retitled GENERAL ORDINANCE NO. 59, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and material loading zones, be, and the same is hereby amended by the deletion of the following, to wit:

Monument Circle (southeast quadrant), from
a point 100 feet south of Market Street
to a point 161 feet south of Market Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and material loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Monument Circle (southeast quadrant), from
a point 100 feet south of Market Street
to a point 139 feet south of Market Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 345, 1992 was retitled GENERAL ORDINANCE NO. 60, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and material loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Court Street, on the south side, from
a point 103 feet east of Pennsylvania Street
to a point 133 feet east of Pennsylvania Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 346, 1992 was retitled GENERAL ORDINANCE NO. 61, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, Bus stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-332, Bus stop zones, be, and the same is hereby amended by the addition of the following, to wit:

BUS STOP ZONES

Pennsylvania Street, on the west side, from
a point 36 feet north of Ohio Street, to
a point 124 feet north of Ohio Street (88 feet)

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 347, 1992 was retitled GENERAL ORDINANCE NO. 62, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Dandy Trail, from Forty-sixth Street
to Fifty-sixth Street, 35 mph

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

A quorum being present, the President called the Committee of the Whole to order at 10:04 p.m.

Councillor Boyd stated that he would like some discussion concerning the difficulty in getting Committee quorums. One way to resolve this might be to reassign Councillors or perhaps reduce the number of Councillors on Committees.

The President said that this is not a wide-spread problem, but it is a problem on occasion.

Councillor Schneider stated that the failure to get a quorum might be the result of having only one item on the agenda.

Councillor Ruhmkorff said that as chairwoman of the Community Affairs Committee she has to call a meeting with only one proposal since there are so few proposals referred to her Committee. She also commented that it is her opinion that Councillors who come in late and leave early at Committee meetings should not be paid for that meeting.

August 3, 1992

The President asked the Chairmen to make sure that all the Committee members know and understand what is on the agenda. If Councillors cannot make a Committee meeting they should inform the Chairman of the Committee and let him know of their absence; if unable to contact the Chairman, they should call Ms. Rippy so a decision can be made if the meeting should be canceled. The President informed Councillor Ruhmkorff that when the Community Affairs Committee was formed, the purpose was to look into those affairs which were most important to communities. Chairmen do not have to wait for the government to lay something on the table, but can have their own agendas with ideas and issues that need to be looked into or discussed.

Councillor Jimison said that it is difficult to attend all of the meetings as they are presently scheduled because some meetings overlap. She does not think that Councillors should be in a position where they have to make a choice of which committee meeting to attend.

The President said that when there are ten committees and twenty-nine members and only five days in a week, it is difficult not to have some overlap, but every precaution is taken not to have this happen.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:18 p.m.

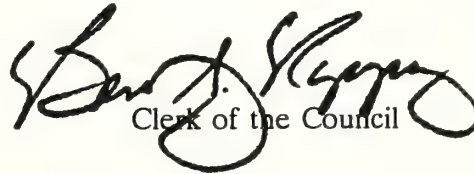
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 3rd day of August, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, AUGUST 24, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, August 24, 1992, with Councillor SerVaas presiding.

Councillor Boyd asked for a moment of silence in memory of Judge Toni Cordingley. Councillor Boyd led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

Rob Loy, Senior Consultant, George S. Olive & Co., presented an operational analysis of the Indianapolis Convention & Visitors Association (ICVA).

INTRODUCTION OF GUESTS AND VISITORS

Councillor Ruhmkorff said that she wants to publicly congratulate Renaud Tabord, a City employee, who is becoming a citizen of the United States on August 25, 1992.

Councillor Coughenour introduced her husband, her brother and his wife, and her cousin and his wife from Los Angeles.

Councillor Howard acknowledged the presence of a group of maintenance employees with the Department of Parks and Recreation's golf division.

Councillor Gilmer introduced Bill McGowan, President, ICVA.

Councillor Hinkle introduced Dan Orcutt, Executive Director, Indianapolis Airport Authority.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 24, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

August 3, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, August 5, 1992, a copy of LEGAL NOTICE on General Ordinance No. 41, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

August 3, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, August 13, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 360, 363 and 367, 1992, to be held on Monday, August 24, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

August 24, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 55, 1992, authorizing the lease of approximately 15,000 square feet of office space for the Marion County Cooperative Extension Service.

SPECIAL ORDINANCE NO. 8, 1992, authorizing the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988.

FISCAL ORDINANCE NO. 44, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional one million One Hundred Sixty-eight Thousand Eight Hundred Fifty-five Dollars (\$1,168,855) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Occupational and Community Services Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 45, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 46, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Five Hundred Dollars (\$500) in the County Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

FISCAL ORDINANCE NO. 48, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seventy-two Thousand Five Hundred Eighty-seven Dollars (\$72,587) in the County Corrections Fund for purposes of the Marion County Community Corrections Center and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

FISCAL ORDINANCE NO. 49, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Million Two Hundred Fifty-four Thousand Two Hundred Fifty Dollars (\$1,254,250) in the Sanitation General Fund for purposes of the Department of Public Works, Advanced Wastewater Treatment Division, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 50, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Consolidated County Fund for purposes of the Department of Administration, Legal Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 51, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Consolidated County Fund for purposes of the Department of Administration, Human Resources Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 52, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 42, 1992, concerning the reorganization of the Department of Metropolitan Development.

GENERAL ORDINANCE NO. 43, 1992, concerning the reorganization of the Department of Public Works.

GENERAL ORDINANCE NO. 44, 1992, amending the Code concerning duties and responsibilities of the Marion County Justice Agency.

GENERAL ORDINANCE NO. 45, 1992, amending the Code concerning the Building Authority's security officers.

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GENERAL ORDINANCE NO. 46, 1992, amending the Code by authorizing intersection controls in the Spinnaker Cove subdivision (District 5).

GENERAL ORDINANCE NO. 47, 1992, amending the Code by authorizing intersection controls in the Bradford Meadows subdivision (District 1).

GENERAL ORDINANCE NO. 48, 1992, amending the Code by authorizing intersection controls in the Crooked Creek subdivision (District 1).

GENERAL ORDINANCE NO. 49, 1992, amending the Code by authorizing a traffic signal at the intersection of Dandy Trail and 34th Street (District 1).

GENERAL ORDINANCE NO. 50, 1992, amending the Code by authorizing a traffic signal at the intersection of Moller Road and 46th Street (District 1).

GENERAL ORDINANCE NO. 51, 1992, amending the Code by authorizing a traffic signal at the intersection of Guion Road and 62nd Street (Districts 1 and 9).

GENERAL ORDINANCE NO. 52, 1992, amending the Code by authorizing a traffic signal at the intersection of Kentucky Avenue, Olender Drive and Southwest Drive (District 19).

GENERAL ORDINANCE NO. 53, 1992, amending the Code by upgrading existing intersection controls to current DOT standards at various locations (District 18).

GENERAL ORDINANCE NO. 54, 1992, amending the Code by authorizing a 4-way stop at the intersection of Bridgeport Road and Hauelsen Road (District 19).

GENERAL ORDINANCE NO. 55, 1992, amending the Code by authorizing intersection controls at Brewster and Sawleaf Roads and Brewster and Staghorn Roads (District 3).

GENERAL ORDINANCE NO. 56, 1992, amending the Code by authorizing intersection controls at Merrill Street and Missouri Street (District 16).

GENERAL ORDINANCE NO. 57, 1992, amending the Code by authorizing parking restrictions on both sides of Vermont Street between West Street and Toledo Street (District 16).

GENERAL ORDINANCE NO. 58, 1992, amending the Code by deleting parking restrictions on the east side of Meridian Street from a point 74 feet south of New York Street to a point 162 feet south of New York Street (District 16).

GENERAL ORDINANCE NO. 59, 1992, amending the Code by changing the length of the current loading zone for the Indianapolis Symphony Orchestra, 45 Monument Circle (District 16).

GENERAL ORDINANCE NO. 60, 1992, amending the Code by authorizing a passenger and material loading zone at 100 East Court Street for the Summit Bank (District 16).

GENERAL ORDINANCE NO. 61, 1992, amending the Code by authorizing an 88 foot bus stop zone on the west side of Pennsylvania Street, from a point 36 feet north of Ohio Street to a point 124 feet north of Ohio Street (District 16).

GENERAL ORDINANCE NO. 62, 1992, amending the Code by authorizing a 35 mph speed limit on Dandy Trail between 46th Street and 56th Street (District 1).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of August 3, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 418, 1992. This proposal, sponsored by Councillor Rhodes, concerns Dr. John M. Vaughan. Councillor Rhodes read the resolution and presented a framed document to Dr. Vaughan, who expressed appreciation for the recognition. Also present were Dr. Vaughan's wife, Sara; Mary Buckler, Marion County Treasurer; and Dan Orcutt, Executive Director, Indianapolis Airport Authority. Councillor Rhodes moved, seconded by Councillor Gilmer, for adoption. Proposal No. 418, 1992 was adopted by unanimous voice vote.

Proposal No. 418, 1992 was retitled SPECIAL RESOLUTION NO. 56, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 56, 1992

A SPECIAL RESOLUTION concerning Dr. John M. Vaughan.

WHEREAS, Dr. John M. Vaughan served Indianapolis well as a member of the Indianapolis Airport Authority Board from 1980 through 1991, and was that Board's President during all but the first three years of service; and

WHEREAS, during those twelve years on the Board, Dr. Vaughan played an important guiding role in the airport's transformation from six to 22 airlines, two million to five million passengers a year, reorganization of the staff's structure; he is proud that Indianapolis' airport has more accredited professional executives than any other airport in the nation; he presided over the building of the new parking garage, new concourse, terminal renovation and runway, and the job-creating Federal Express and U.S. Postal Service Express Mail hubs, and the negotiations and signing of the United Airlines maintenance facility; and

WHEREAS, the stewardship and vision of Dr. Vaughan reflect the highest credit upon himself and upon the Marion County Board of Commissioners who appointed him; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Dr. John M. Vaughan for his twelve years of distinguished service on the Indianapolis Airport Authority Board.

SECTION 2. Indianapolis is blessed to have citizens like Dr. Vaughan who are willing to volunteer their talents for important community tasks.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 419, 1992. This proposal, sponsored by Councillor Jimison, recognizes the 20th Indianapolis-Scarborough Peace Games. Councillor Jimison read the resolution and presented a framed document to Councillor O'Dell, who expressed appreciation for the resolution. Also present from the Department of Parks and Recreation were Leon Younger, Director, and Robert Meier, Coordinator of Peace Games. Councillor Jimison moved, seconded by Councillor Hinkle, for adoption.

The President said the Scarborough Council members proposed establishing an economic development partnership with Indianapolis. The President asked Councillor O'Dell to become involved with this program.

Proposal No. 419, 1992 was adopted by unanimous voice vote.

Proposal No. 419, 1992 was retitled SPECIAL RESOLUTION NO. 57, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1992

A SPECIAL RESOLUTION recognizing the 20th Indianapolis-Scarborough Peace Games.

WHEREAS, the Indianapolis-Scarborough Peace Games is the oldest and largest continuous international amateur sporting event in Indiana, and was the genesis for the amateur sports movement in Indianapolis; and

WHEREAS, the 20th Games were conducted in Indianapolis August 7-10, 1992, with over 800 athletes from each city competing in track and field, cross country, badminton, baseball, basketball, bowling, chess, cycling, horseshoes, soccer, softball, swimming, table tennis, tennis, volleyball, wrestling and archery; and

WHEREAS, from the opening ceremonies at Pan Am Plaza through the closing celebration at Major Taylor Velodrome good sporting competition, healthy cultural exchanges and long lasting friendships prevailed; and

WHEREAS, Indianapolis athletes won their 18th consecutive wrestling victory and 19th basketball title, and the all-events series between the two cities became tied at ten wins apiece; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 20th annual Indianapolis-Scarborough Peace Games, and congratulates all of the athletes who participated.

SECTION 2. The Council further recognizes Robert Meier and Leon Younger and their colleagues of the Indianapolis Department of Parks and Recreation for their exemplary work in organizing the 1992 Games, and Council Parks and Recreation Committee Chairman Cory O'Dell for hosting the visiting foreign officials.

SECTION 3. The people of Indianapolis look forward to visiting Scarborough, Canada, next summer for the tie-breaking 21st Games.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 362, 1992. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 362, 1992 on August 13, 1992. The proposal appoints Charles R. Cagann to the Indianapolis Public Transportation Corporation Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor West, for adoption. Proposal No. 362, 1992 was adopted by a unanimous voice vote.

Proposal No. 362, 1992 was retitled COUNCIL RESOLUTION NO. 61, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 61, 1992

A COUNCIL RESOLUTION appointing Charles R. Cagann to the Indianapolis Public Transportation Corporation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Public Transportation Corporation Board, the Council appoints:

Charles R. Cagann

SECTION 2. The appointment made by this resolution is for a term ending August 6, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 391, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the Auditor to contract for assistance in collecting money owed to the County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 392, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the preparation of an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for the Department of Public Welfare"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 393, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 394, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 395, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 396, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 397, 1992. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 398, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$21,750 for the Department of Parks and Recreation, Administration Division, to cover the costs of a

Midnight Basketball Program"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 399, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for the Metropolitan Emergency Communications Agency for 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 400, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 401, 1992. Introduced by Councillors Franklin, Golc, Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE recodifying and amending the Code concerning court services and jury expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 402, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 403, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$17,900 for the Department of Public Works, Air Pollution Control Division, to cover the replacement costs of one ozone monitor and one carbon monoxide monitor funded by a state grant"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 404, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the allocation and use of parking meter revenues"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 405, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls on Sunset at Eagle Creek subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 406, 1992. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various street intersections within the Crystal Glen Apartment complex (District 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 407, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Fall Creek Road/79th Street/82nd Street (Districts 4 and 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 408, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at the intersection of Acton Road and Maze Road (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 409, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the Fire station at 6231 South Arlington Avenue (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 410, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Franklin Road and 50th Street (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 411, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Indian Lake Road and 79th Street (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 412, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Bancroft Street and 9th Street (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 413, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Highland Avenue and Polk Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 414, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting intersection controls within the Lincolnwood Subdivision, Sections 2 and 3 (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 415, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 40 mph speed limit on Emerson Avenue between County Line Road and Raymond Street (Districts 23 and 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 416, 1992. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Shelby Street from Southern Avenue to 150 feet north of Southern Avenue (District 20)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 417, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight restrictions on St. Peter Street (District 21)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 389, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 389, 1992 on August 19, 1992. The proposal approves an Inducement Resolution for National Benevolent Association, Robin Run Village Phase III, in an amount not to exceed \$2,200,000 for an addition to the existing facilities located at 5354 West 62nd Street. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 389, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Smith, West, Williams

0 NAYS:

6 NOT VOTING: Gilmer, McClamroch, Mullin, Rhodes, Shambaugh, Short

Proposal No. 389, 1992 was retitled SPECIAL RESOLUTION NO. 58, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 1992

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, The National Benevolent Association of the Christian Church (Disciples of Christ), a not-for-profit corporation (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposed that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the acquisition, construction, installation and equipping of a three-story, multi-wing, brick, and frame apartment and office building (the "Building") and related facilities (the "Facilities") to be built in two phases, the first phase containing 103 apartments, a clock tower, two guest rooms, a library, multi-purpose athletic courts, walking trails, a laundry facility, temporary dining facilities, and administrative offices, and the second phase containing between 85 and 95 apartment units, a dining facility, and a swimming pool. Also included in the Building is space for a sundries store, a barber/beauty shop, and banking facilities. Each apartment unit in the Building will be rented to persons over age 55 and will include wheelchair accesses, safety grab bars in bathrooms, and portable and installed emergency calling systems. The Building contains approximately 277,000 square feet. The Building and the Facilities are located on approximately 11 acres of land at 5354 West 62nd Street, Indianapolis, Indiana. The project also encompassed the acquisition, construction, installation and equipping of various site improvements in the Building and the Facilities and the acquisition of machinery, equipment, fixtures and furnishing for use in the Building and the Facilities. The Building and the Facilities are owned by the Applicant and are operated by Greater Indianapolis Disciples Housing, Inc., an Indiana not-for-profit corporation (collectively, the "Project"). Pursuant to this request, the City-County Council of the City of Indianapolis and of Marion County, Indiana on November 20, 1989 adopted City-County Special Resolution No. 73, 1989 (the "Original Resolution") concerning the Project; and

WHEREAS, Phase I of the Robin Run Village Project was financed in part through the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1990 (National Benevolent Association - Robin Run Village Project) in the aggregate principal amount of \$11,000,000 and consists of a three story multi-wing building containing 103 apartments and related facilities which have now been constructed and are operating; and

WHEREAS, the Applicant has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposed that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic

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development financing to the Applicant for the same, said economic development facilities described as the acquisition, construction, installation and equipping of Phase II of the Project which will consist of 55 additional older adult apartments with services, permanent dining facilities, swimming pool, intergenerational day care facilities, and 24 nursing beds. The nursing care facility will include 24-hour staffing, physical therapy, an activities area and a separate dining room. The day care and nursing facilities will share certain activity areas (the "Revised Phase II"). Pursuant to this request, the City-County Council of the City of Indianapolis and of Marion County, Indiana on May 6, 1992 adopted City-County Special Resolution No. 32, 1992 concerning the Project; and

WHEREAS, the Applicant has now requested that the Issuer proceed with the Phase III financing; and

WHEREAS, Phase III of the Project will now consist of 60 additional nursing care beds to compliment the twenty-four (24) nursing beds in Phase II with 24-hour staffing. The day care and nursing facilities will share certain activity areas all of which will be located at 5354 West 62nd Street, Indianapolis, Indiana (the "Phase III"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately sixty-eight (68) and ninety-one (91) (full-time equivalents) at the end of one (1) and three (3) years with estimated additional payrolls of \$852,542 and \$1,475,968 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Phase III will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Phase III would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment (an additional number of jobs of approximately sixty-eight (68) and ninety-one (91) (full-time equivalents) at the end of one (1) and three (3) years with estimated additional payrolls of \$852,542 and \$1,475,968 respectively) in the City of Indianapolis, Indiana, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Two Million Two Hundred Thousand Dollars (\$2,200,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Phase III and the sale or leasing of the Phase III to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Phase III will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Phase III, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires February 28, 1993, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds this inducement resolution is still in effect; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project including Phase III and for additions to the Project including Phase III, including the costs of issuance (providing that the financing of such addition or additions to the Project including Phase III is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of Phase III incurred after the adoption of the Original Resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of Phase III will be permitted to be included as part of the bond issue to finance said Phase III, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance Phase III. The Applicant may incur and pay expenditures with respect to Phase III prior to the issuance of the bonds and the Issuer hereby declares that it expects to reimburse the Applicant for such expenditures out of the proceeds of the bonds which may aggregate a maximum of \$2,200,000, the anticipated cost of Phase III. This declaration of official intent is made under Section 1.103-18 of the Income Tax Regulations.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 390, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 390, 1992 on August 19, 1992. The proposal authorizes the amendment of previously executed bond documents relating to the previously issued \$1,400,000 City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project) Series 1984. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 390, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Hinkle*

Proposal No. 390, 1992 was retitled SPECIAL ORDINANCE NO. 9, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1992

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto.

WHEREAS, City of Indianapolis (the "Issuer") previously issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 (the "Bonds"), in the aggregate principal amount of \$1,400,000 pursuant to a Trust Indenture by and among the Issuer, BANKERS TRUST COMPANY, as Trustee (the "Trustee") and INB NATIONAL BANK (formerly known as the Indiana National Bank), as Co-Trustee (the "Co-Trustee"), dated as of April 1, 1984 (the "Original Indenture"); and

WHEREAS, pursuant to the terms of Section 204 of the Original Indenture, certain events with respect to a Mandatory Conversion Event as described in paragraph (c) thereof have occurred or are about to occur; and

WHEREAS, pursuant to a Mandatory Conversion Event as set forth in the Original Indenture, the Bonds must be converted from the Adjusted Rate to the Fixed Rate on the Fixed Rate Conversion Date following a Mandatory Conversion Event; and

WHEREAS, General Motors Corporation (the "Company") has requested that the Issuer, the Trustee and the Co-Trustee enter into a supplemental indenture to permanently amend the Original Indenture to remove the provisions of the Original Indenture and the Bonds with respect to Mandatory Conversion Events (including, but not limited to, the provisions in Section 204(c) of the Indenture), so that at no time will a Mandatory Conversion Event occur; and

WHEREAS, Article XIII of the Original Indenture permits the execution and delivery of indentures supplemental thereto in accordance with the terms thereof; and

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WHEREAS, the Company has consented to the execution and delivery of the 1992 Supplemental Indenture dated as of September 1, 1992 by and among the Issuer, Trustee and Co-Trustee (the "Supplemental Indenture"); and

WHEREAS, the Trustee has received consents from the holders of 100% of the Bonds (the "Holders") to the foregoing amendments pursuant to the terms of the Original Indenture; and

WHEREAS, the Indianapolis Economic Development Commission on August 19, 1992 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Supplemental Indenture in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Supplemental Indenture by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Supplemental Indenture will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Supplemental Indenture approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Supplemental Indenture are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Supplemental Indenture approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Supplemental Indenture approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance and the Supplemental Indenture shall constitute a contract binding between the City of Indianapolis and the parties to the Supplemental Indenture, and after the execution of the Supplemental Indenture, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Supplemental Indenture shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 420, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on August 21, 1992". The Council did not schedule Proposal No. 420, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 420, 1992 was retitled REZONING ORDINANCE NO. 79, 1992 and is identified as follows:

REZONING ORDINANCE NO. 79, 1992. 92-Z-62 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #09.

5333 WEST 56TH STREET (approximate address), INDIANAPOLIS.

PRINCE OF PEACE LUTHERAN CHURCH, by David Rees, requests the rezoning of 3.7692 acres, being in the D-A District, to the SU-1 classification to provide for the construction of a church.

PROPOSAL NOS. 422-427, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 21, 1992". The Council did not schedule Proposal Nos. 422-427, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 422-427, 1992 were retitled REZONING ORDINANCE NOS. 80-85, 1992 and are identified as follows:

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REZONING ORDINANCE NO. 80, 1992. 92-Z-35 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.

7409 TROTTER ROAD (approximate address), INDIANAPOLIS.
GREENWALD ENTERPRISES, INC., by Randall L. Chilcote, requests the rezoning of 55.0 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 81, 1992. 92-Z-56 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.

9905 EAST 63RD STREET (approximate address), INDIANAPOLIS.
R. N. THOMPSON & ASSOCIATES, INC., by Raymond Good, requests the rezoning of 100.5 acres, being in the D-A District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 82, 1992. 92-Z-70 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.

5815 GRAY ROAD (approximate address), INDIANAPOLIS.
MELODY COMMUNITIES, INC. requests the rezoning of 0.7 acre, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 83, 1992. 92-Z-71 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.

6450 GRAY ROAD (approximate address), INDIANAPOLIS.
ROBERT J. HENSLER requests the rezoning of 0.685 acre, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 84, 1992. 92-Z-72 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.

1030 EAST 75TH STREET (approximate address), INDIANAPOLIS.
DONALD M. and VIRGINIA A. REAMER, by Richard C. Kraege, request the rezoning of 0.165 acre, being in the C-3 District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 85, 1992. 92-Z-90 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.

7150 ACTON ROAD (approximate address), INDIANAPOLIS.
A.L. & L, INC., by David Retherford, requests the rezoning of 9.05 acres, being in the D-A District, to the D-S classification to provide for a 6 lot subdivision by platting.

PROPOSAL NO. 428-433, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 21, 1992". The Council did not schedule Proposal Nos. 428-433, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 428-433, 1992 were retitled REZONING ORDINANCE NOS. 86-91, 1992 and are identified as follows:

REZONING ORDINANCE NO. 86, 1992. 92-Z-63 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.

11209 and 11223 EAST WASHINGTON STREET, INDIANAPOLIS.
JOHN MCNEAL and LAURA MCNEAL, by Michael J. Kias, request the rezoning of 2.51 acres, being in the D-5 District, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 87, 1992. 92-Z-66 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.

10320 EAST 59TH STREET (approximate address), INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests the rezoning of 31.482 acres, being in the I-2-S District, to the D-7 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 88, 1992. 92-Z-67 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.

10210 EAST 59TH STREET (approximate address), INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT, by Thomas Michael Quinn, requests the rezoning of 126.782 acres, being in the D-6II and D-7 District, to the D-5 classification to provide for residential development.

REZONING ORDINANCE NO. 89, 1992. 92-Z-77 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.

1019 EAST HANNA AVENUE (approximate address), INDIANAPOLIS.

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LANDMARK PROPERTIES, by J. Murray Clark, requests the rezoning of 1.75 acres, being in the D-3 AND C-5 Districts, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 90, 1992. 92-Z-78 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.

8820 SOUTH EMERSON AVENUE (approximate address), INDIANAPOLIS.

DENISON PROPERTIES, INC., by Harry F. McNaught, Jr., requests the rezoning of 19.0 acres, being in the D-A District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 91, 1992. 92-Z-79 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #02.

8401 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.

NORTH MICHIGAN ROAD PROPERTIES, by Thomas Michael Quinn, requests the rezoning of 0.052 acre, being in the D-6II District, to the C-1 classification to provide for commercial development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 319, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 319, 1992 on August 18, 1992. The proposal appropriates \$250,000 for the Department of Metropolitan Development, Planning Division, to cover organizational costs to improve the efficiency of the transportation system. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:11 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 319, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

4 NOT VOTING: *Coughenour, Gilmer, Hinkle, Williams*

Proposal No. 319, 1992 was retitled FISCAL ORDINANCE NO. 53, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Planning Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division, to receive additional federal funding to help improve the efficiency of the transportation system through a host of new programs and projects emphasizing travel demand management techniques.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT
PLANNING DIVISION

3. Other Services and Charges
4. Capital Outlay
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$225,000
25,000
\$250,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Consolidated County Fund
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$250,000
\$250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 320, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 320, 1992 on August 18, 1992. The proposal appropriates \$130,694 for the Department of Metropolitan Development, Planning Division, to support a Ft. Harrison planning team. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 320, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

3 NOT VOTING: *Hinkle, Schneider, Williams*

Proposal No. 320, 1992 was retitled FISCAL ORDINANCE NO. 54, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thirty Thousand Six Hundred Ninety-Four Dollars (\$130,694) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Planning Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Planning Division, to utilize Department of Defense Community Planning Assistance funds to direct the redeveloping activities for reuse of Fort Benjamin Harrison.

SECTION 2. The sum of One Hundred Thirty Thousand Six Hundred Ninety-four Dollars (\$130,694) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

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DEPARTMENT OF METROPOLITAN DEVELOPMENT
PLANNING DIVISION

2. Supplies
3. Other Services and Charges
4. Capital Outlay
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$ 19,430
105,184
6,080
\$130,694

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Consolidated County Fund
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$130,694
\$130,694

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 360, 1992. The proposal appropriates \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment. Councillor Borst asked for consent to postpone Proposal No. 360, 1992 until September 8, 1992. Consent was given.

PROPOSAL NO. 363, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 363, 1992 on August 20, 1992. The proposal appropriates \$130,000 for the Department of Parks and Recreation, Administration Division, to hire a consultant to develop a strategic plan for the City's parks, funded by a Lilly Endowment grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:16 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Mullin, for adoption. Proposal No. 363, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith*

0 NAYS:

5 NOT VOTING: *Golc, Howard, Ruhmkorff, West, Williams*

Proposal No. 363, 1992 was retitled FISCAL ORDINANCE NO. 55, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thirty Thousand Dollars (\$130,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to appropriate a Lilly Endowment Grant for purposes of employing a consultant to create an action plan for revitalizing the City's parks.

SECTION 2. The sum of One Hundred Thirty Thousand Dollars (\$130,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

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SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS & RECREATION	
<u>ADMINISTRATION DIVISION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	\$130,000
TOTAL INCREASE	\$130,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	\$130,000
TOTAL REDUCTION	\$130,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 367, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 367, 1992 on August 13, 1992. The proposal elects to fund MECA in 1993 with COIT revenues. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 367, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
0 NAYS:
2 NOT VOTING: *Hinkle, Williams*

Proposal No. 367, 1992 was retitled SPECIAL ORDINANCE NO. 10, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1992

A SPECIAL ORDINANCE election to fund MECA in 1993 with County Option Income Tax Revenues.

WHEREAS, IC 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications system and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under IC 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency ("MECA") is the governing body of the Consolidated City of Indianapolis and Marion County public safety communications system and computer facilities district ("District"); and

WHEREAS, to make such an election for 1993, the City-County Council, prior to September 1, 1992, must pass an ordinance specifying the amount of the certified distribution to be used to fund the District; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby elects to fund the operation of the District through MECA in 1993 from part of the certified distribution the county is to receive under IC 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is \$2,000,000.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 341, 1992. Councillor Gilmer reported that Transportation Committee heard Proposal No. 341, 1992 on August 19, 1992. The proposal, sponsored by Councillor Ruhmkorff, amends the Code by authorizing a traffic signal at the intersection of German Church Road and 10th Street (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 341, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

6 NOT VOTING: *Black, Brents, Howard, Mullin, Rhodes, Williams*

Proposal No. 341, 1992 was retitled GENERAL ORDINANCE NO. 63, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28, Pg. 2	German Church Rd. & 10th St.	None	All Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
28, Pg. 2	German Church Rd. & 10th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 361, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 361, 1992 on August 11, 1992. The proposal amends the Flood Control Districts Zoning Ordinance. The revision of the ordinance is in response to a mandate from the federal government as a condition for continued participation in the National Flood Insurance Program. This has been thoroughly discussed with neighborhood groups, craft groups, realtors, developers, and land use attorneys. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor McClamroch, for adoption.

The President passed the gavel to Councillor West.

President SerVaas said that over the years he has had more complaints from citizens who live in floodplain areas than from any other single group. These citizens seem to be

punitively effected so that they cannot repair their houses, they cannot build a garage, and they claim they cannot get any cooperation from government agencies to help them in their plight. The amount of land involved in the flood areas is 15% of the land in Marion County, and that takes a lot of land out of development. He asked if the local restrictions in the flood control ordinance, as revised by the Department of Metropolitan Development (DMD), exceed the federal mandates.

Councillor Borst replied that the local restrictions meet the federal and state standards, they do not exceed them. He also said that the revised ordinance will not stifle new development because with the proper permits from DMD and the Department of Public Works buildings can still be constructed in these areas.

President SerVaas said that he would like to have Jon Meeks' assurance that the local regulations or restrictions do not exceed the federal mandate.

Jon Meeks, Administrator, Division of Development Services, stated that the local requirements do not exceed federal requirements. This revised ordinance meets the minimum requirements of both the state and federal governments. He also said that DMD went to great lengths to make sure that all interested parties were notified about hearings concerning this revised flood ordinance.

Councillor West passed the gavel back to the President.

Councillor Curry asked if the federal maps more properly represent the floodways and floodplains of Marion County than the City's zoning maps. Councillor Borst replied that that was correct.

Councillor Curry asked how DMD is going to respond and assess the merits of the permit requests if it does not have the data within its own database.

Ed Mitro, Senior Planner, DMD, stated that DMD looks at all available data that it has. The ultimate vote in whether property is in a floodplain area or not rests with the federal government.

Councillor Smith asked what recourse will be available to the Council in years to come if it feels that the regulations are too restrictive.

Mr. Mitro replied that once the ordinance is adopted there will be an on-going review of the regulations to see how they do or do not fit.

Councillor McClamroch stated that he is a member of the Regulatory Study Commission which studied this issue and Mr. Mitro represented that he would bring this ordinance back before the Regulatory Study Commission so that the Commission could study this as to whether or not it will stifle development. Councillor McClamroch said that the consequences of not passing this are enormous in that development in floodplains and floodways would absolutely stop, unless one can pay cash for a piece of property. The result of this is that it will impede development if it is not passed. He suggested that the Council adopt this ordinance and give the Regulatory Study Commission the opportunity to study the regulations and then the Commission can come back and tell the Council which specific regulations need to be changed.

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Proposal No. 361, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

1 NAY: Hinkle

3 NOT VOTING: Beadling, Jimison, Schneider

Proposal No. 361, 1992, as amended, was retitled GENERAL ORDINANCE NO. 64, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NUMBER 92-AO-6

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County, Indiana, and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That Marion County Council Ordinance No. 8-1957 adopted by the Marion County Council on March 28, 1957, and subsequently amended, pursuant to Chapter 283 of the Indiana Acts of 1955, and all zoning Ordinances and zoning district maps adopted as amendments thereto, including the Comprehensive Zoning Maps of Marion County, Indiana, adopted by Zoning Ordinance 70-A0-4, as amended, be amended to read as follows:

PART 18. FLOOD CONTROL DISTRICTS ZONING ORDINANCE

CHAPTER I.
ESTABLISHMENT OF FLOOD CONTROL ZONING DISTRICTS

Sec. 1.00. Establishment of Districts.

A. The following secondary Flood Control Districts for Marion County, Indiana, are hereby classified, divided and zoned into said districts as designated on the Flood Control Districts Zoning Maps, which maps are attached hereto, incorporated herein by reference and made a part of this Ordinance:

FLOOD CONTROL ZONING DISTRICTS

ZONING DISTRICT SYMBOLS

FLOODWAY (secondary)

FW

~~FLOOD PLAIN (secondary)~~

~~FP~~

FLOODWAY FRINGE (secondary)

FF

B. The District boundaries have been established from hydrological data delineated on Flood Boundary and Floodway Maps and Flood Insurance Rate Maps provided by the Federal Insurance Administration in a scientific and engineering report entitled "The Flood Insurance Study for the City of Indianapolis, Indiana" dated November 15, 1983-June 3, 1988. Topographic-based floodplain maps which may be developed by the City and approved for use by FEMA may be used as best available data to supplement FEMA's Flood Boundary and Floodway Maps and Flood Insurance Rate Maps, in accordance with FEMA and INRC procedures and regulations. These maps contain numbered Zone A floodplain areas for which floodway district boundaries and base flood elevations are provided, Zone AH floodplain areas for which Base Flood Elevations are provided, Zone AO floodplain areas for which Base Flood Elevations are not provided, and unnumbered Zone A floodplain areas for which floodway district boundaries and base flood elevations are not provided. Each of the aforementioned maps also contain Zone B floodplain areas which depict areas subject to flooding in the headwaters of a stream, the 500 year frequency floodplain collar outside of the 100 year frequency Zone A area, and land subject to shallow flood depths of less than one foot. The district boundaries and base flood elevations for mapped areas shall be determined as follows:

Numbered Zone A.

The Floodway (FW) and Floodway Fringe (FF) Zone District boundary is determined from the Flood Boundary and Floodway Map. The accompanying base flood elevation shall be determined from the Flood

Insurance Study Base Flood Profile, using the Flood Insurance Rate Map as a guide, and is rounded up to the nearest one half foot of elevation.

Zone AH and Zone AO.

In Zone AH floodplain areas, the Base Flood Elevation shown on the Flood Insurance Rate Map shall be used. In Zone AO areas, the Base Flood Elevation shall be determined using the procedure set forth for unnumbered Zone A areas. For both Zone AH and Zone AO floodplain areas the floodway district and floodway fringe district boundaries shall be determined in accordance with the procedures for unnumbered Zone A floodplain areas.

Unnumbered Zone A.

Because this mapped area depicts only the approximate base flood boundary, the Floodway (FW) District boundary, Floodway Fringe (FF) District boundary, and base flood elevation must be established through a site-specific engineering analysis using a method acceptable to DPW or a floodplain recommendation letter issued by INRC containing specific reference to the site in question. It is the responsibility of the applicant applying for a Floodplain Development Permit to provide the requisite engineering analysis to DPW or to obtain a floodplain recommendation letter from INRC.

Zone B.

Only those Zone B areas for which the approximate headwater floodplain is depicted are subject to regulation under this Ordinance. Proposed developments in Zone B headwater floodplain areas generally do not require mandatory flood insurance under the NFIP but are still subject to flood hazards and therefore are regulated by this Ordinance. The procedure for establishing the Floodway (FW) District boundary, Floodway Fringe (FF) District boundary, and base flood elevation is the same as that for unnumbered Zone A areas.

C. Detailed hydrological data are may not be available on the aforementioned maps for certain portions of the Floodway and Floodway Fringe ~~PLAIN~~ Districts. In which such cases, an owner of land or applicant for a ~~Improvement Location Floodplain Development~~ Permit shall be required to request a determination of district boundaries and appropriate flood protection ~~building~~ grade from the ~~Indiana Natural Resources Commission ("INRC")~~ and the appropriate District regulations shall apply. In the event INRC lacks sufficient data, the ~~Flood Control Division of the Department of Public Works of the City of Indianapolis ("DPW")~~ shall determine which type of Flood Control District the site is located in and the appropriate flood protection ~~building~~ grade and limitations applicable to that District. If DPW lacks sufficient data to make this determination the applicant for the Floodplain Development Permit shall be required to submit a Zoning District boundary determination completed by a registered professional engineer. The procedures by which specific determinations of DISTRICT boundaries are to be made and incorporated into revisions of the Flood Insurance Rate Maps and Flood Boundary and Floodway Maps are set forth in Section 1.01 of this Ordinance. The circumstances in which specific determinations of DISTRICT boundaries are to be made are set forth in Section 2.00(2) of the Amendatory Ordinance [84-A0-3], which Section amends the Flood Control District Zoning Maps.

Sec. 1.01. Changes to District Boundaries ~~CHANGES THERETO~~

Procedures to change the Floodway and Floodway Fringe District boundaries, with or without an accompanying base flood elevation change, may be initiated in certain circumstances, including but not limited to: determination of original mapping error; physical change to the landscape such as filling, excavating or grading; modification of a channel or bridge which changes the hydraulic or hydrologic characteristics of the watercourse; availability of better topographic base mapping which more accurately depicts the floodplain limits; and development of detailed hydrological data for previously unstudied Zone A and Zone B floodplain areas. In addition, an owner or lessee of property who believes his or her property has been wrongly designated in a particular Flood Control Zoning District may apply for a District boundary change in accordance with this Section.

The boundary of any District established by this Ordinance may be relocated by zoning amendment of the Flood Control District Zoning maps or by the Metropolitan Development Commission of Marion County, Indiana, upon receipt of a written statement of approval such boundary relocation and description thereof from (1) DPW or (2) INRC.

An owner of land or applicant for an Improvement Location Permit for a building or structure in the FLOODWAY or FLOOD PLAIN Districts, may submit a request to the DPW or INRC for approval of relocation of District boundary upon any engineering determination that the land involved is not subject to

~~flooding and should be excluded from such District due to: original mapping error, availability of more recent or refined hydrological data, or construction of flood control measures.~~

~~The applicant for such relocation of District boundary shall file with the Metropolitan Development Commission said written approval of DPW or INRC, as a prerequisite to boundary relocation by the Metropolitan Development Commission.~~

Changes to the Floodway (FW) District boundary, Floodway Fringe (FF) District boundary, and the accompanying base flood elevations must be approved by FEMA through a Letter of Map Revision (LOMR) or Letter of Map Amendment (LOMA) in accordance with procedures established by FEMA, before the revised maps and data shall be used under this Ordinance. Detailed study data, developed for sites located in unnumbered Zone A and Zone B areas pursuant to Section 1.00 as best available data, will generally not be acknowledged by FEMA for flood insurance determinations or result in District boundary revisions unless an official LOMR or LOMA is issued by FEMA which specifies such changes.

DPW shall review all LOMR and LOMA applications for completeness pursuant to FEMA regulations and procedures and verify that the subject project has satisfied the regulatory requirements of this Ordinance. Upon verification DPW shall issue a signed Community Acknowledgment to the applicant as required by FEMA. If the LOMR or LOMA application is based on a channel improvement or other physical change to the floodplain which requires continual operation and maintenance as a condition of the issuance of the LOMR or LOMA by FEMA, DPW may require the applicant to enter into an agreement with DPW to provide such operation and maintenance.

DPW shall be responsible for maintaining up to date floodplain maps including any amending LOMRs and LOMAs and shall coordinate efforts with INRC, FEMA and applicants to solve mapping conflicts using the best available hydrologic, hydraulic and topographic data.

By reference the Metropolitan Development Commission and the City-County Council must acknowledge all Floodway (FW) and Floodway Fringe (FF) District boundary relocations and base flood elevation revisions approved by FEMA through the issuance of LOMRs and LOMAs as changes to the Flood Control District Zoning Maps.

FLOOD CONTROL DISTRICT REGULATIONS

Sec. 2.00. General Regulations Applicable to All Districts.

The following regulations shall apply to all land within any Flood Control District.

~~A. As used in this Ordinance, a legally established nonconforming use means a use or structure which is not in full compliance with the regulations of this Ordinance and which was lawfully established prior to October 4, 1971, the effective date of the Flood Control District Zoning Ordinance (Ordinance 71 A0 3).~~

~~A.B.~~ From and after October 4, 1971:

1. No land, watercourse, building, structure, premises or part thereof shall be used or occupied except in conformity with these regulations and for uses permitted by this Ordinance.
2. No land, watercourse, building, structure, premises, use or part thereof shall be constructed, erected, converted, enlarged, extended, reconstructed, ~~or~~ relocated, altered, improved, or repaired except in conformity with these regulations and for uses permitted by this Ordinance.

~~Provided, however, legally established nonconforming uses, including levees, which are damaged by flood, fire, explosion, act of God, or the public enemy, may be restored to their original dimensions and condition, provided the damage does not reduce the value of the building or facilities, excluding the value of the land, by more than forty percent (40%) of its predamaged market value.~~

B. No Land Alteration, Watercourse Alteration, Open Land Use, Legally Established Nonconforming Use, or Structure as defined in this Ordinance shall be constructed, erected, placed, converted, enlarged, extended, reconstructed, improved, repaired, restored, or relocated until a Floodplain Development Permit is issued for the proposed activity as required by this Ordinance.

C. Application for a Floodplain Development Permit shall be made on a form provided by DPW. The application shall be accompanied by drawings of the site drawn to scale which depict the proposed activity in a manner adequate for DPW to determine compliance with this Ordinance. At a minimum the site plan shall show: all existing and proposed structures; existing and proposed contours (if the proposed activity includes Land Alteration or Watercourse Alteration); the governing base flood elevation for the site (including the source

of the base flood elevation value); and the proposed flood protection grade elevation (if the proposed activity requires a specified flood protection grade under this Ordinance).

Site plans for all platted subdivisions shall also include a delineation of the existing and proposed Floodway and Floodway Fringe boundaries; a flood protection grade denoted for each building pad; and, for each lot located in a Flood Control District, a plan note identifying the Flood Control District in which it is located and the requirements and limitations imposed under this Ordinance for construction on a floodplain lot.

Plans for proposed activities requiring a specified flood protection grade under this Ordinance, which involve Land or Watercourse Alterations, or involve floodproofing of a structure shall be certified by a Professional Engineer, Professional Surveyor, or Professional Architect as defined by this Ordinance.

D. An application fee shall be charged for the processing of a Floodplain Development Permit application. A fee schedule shall be developed by DMD for categories of proposed activities sufficient to recover the cost of processing applications.

E. A Floodplain Development Permit shall not be issued for any proposed activity until all necessary permits have been received from those governmental agencies from which approval is required by Federal or State law, including but not limited to section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334.

F. DPW shall require that an NFIP Elevation Certificate be completed by a Professional Engineer, Professional Architect or Professional Surveyor for each new structure, Substantial Addition, Substantial Improvement, or restoration of Substantial Damage located in a Flood Control District, as required by FEMA. DPW shall supply each applicant for a Floodplain Development Permit with a blank NFIP Elevation Certificate during the DPW's Floodplain Development Permit review process. The applicant shall have a Professional Engineer, Professional Architect or Professional Surveyor complete the NFIP Elevation Certificate, showing the as built flood protection grade and lowest adjacent grade to the structure. The applicant shall deliver a signed and completed NFIP Elevation Certificate to DPW within 10 calendar days after completion of construction of the lowest floor grade, and before DMD completes the final site inspection.

DPW shall require that a floodproofing certificate if required by Section 2.02(B)(1), be completed by a professional engineer or professional architect for each new structure, substantial addition, substantial improvement or restoration of substantial damage located in a flood control district, as required by FEMA. DPW shall supply each applicant for a floodplain development permit with a blank floodproofing certificate during the DPW's floodplain development permit review process. The applicant shall have a professional engineer or architect complete the floodproofing certificate, showing the as built flood protection grade as provided by the floodproofing measures constructed. The applicant shall deliver a signed and completed floodproofing certificate to DPW within ten (10) calendar days after completion of construction of the structural floodproofing and before DMD completes the final site inspection.

DMD shall not perform the final inspection of construction involving a new building or addition to a building requiring an Elevation Certificate or Floodproofing Certificate until it has received notification that a properly completed Elevation Certificate or Floodproofing Certificate has been submitted to DPW. Failure to submit a properly completed Elevation Certificate, or Floodproofing Certificate if applicable, shall result in the issuance of a stop work order on the project by DMD, revocation of the Floodplain Development Permit by DMD, or both.

G. DPW shall make all determinations and obtain all data in accordance with FEMA standards at 44 C.F.R. § 60.3. The permit applicant is responsible for supplying data to DPW that is required by FEMA.

H. The Metropolitan Development Commission hereby delegates authority to DPW to perform all functions relating to the review of applications for and issuance of Floodplain Development Permits, in accordance with this Ordinance.

I. All new construction and substantial improvements shall

1. be designed (or modified) and adequately anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy,
2. be constructed with materials resistant to flood damage,
3. be constructed by methods and practices that minimize flood damages, and

4. be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

J. A Floodplain Development Permit shall not be issued for proposed activity in an Unnumbered Zone A or Zone AH or Zone AO until the Flood Control District boundaries and base flood elevation are established in accordance with Section 1.00(B).

Sec. 2.01. FW Floodway District Regulations (Secondary).

The following regulations, in addition to those in section 2.00, shall apply to all land within the Floodway District. These regulations shall be in addition to all other primary and secondary zoning district regulations applicable to said land, and in case of conflict, the more restrictive regulations shall apply.

The purpose of the Floodway District is to guide development in areas identified as a Floodway. INRC exercises primary jurisdiction in the Floodway District under the authority of IC 13-2-22; however, the City may impose terms and conditions on any Floodplain Development Permit it issues in a Floodway District which are more restrictive than those imposed by INRC regulations.

A. Permitted uses. The following uses shall be permitted in the Floodway District subject to the development standards of Sec.2.01 (b).

1. Open Land Uses.
 2. Land Alterations and Watercourse Alterations.
 3. Non-Building Structures.
 4. Detached Residential Accessory Structures.
 5. Improvements, additions, and restoration of damage to legally established nonconforming uses.
- B. Development Standards.

1. Open Land Use.

Any Open Land Use as defined in this Ordinance shall be permitted provided no permanent structures are erected other than pavement, curbs or fences so constructed as not to impede the flow of floodwater and debris carried by such water allowed without a Floodplain Development Permit provided that the OPEN LAND USE does not constitute or involve any structure, obstruction, deposit, construction, excavation, or filling in a Floodway in accordance with INRC regulations. Otherwise, proposed OPEN LAND USES shall require a Floodplain Development Permit in accordance with this subsection.

2. ~~Necessary PUBLIC and SEMIPUBLIC FACILITIES OR UTILITY STRUCTURES if constructed in a manner not to impede the flow of floodwater and debris carried by such water.~~

3. ~~DETACHED RESIDENTIAL ACCESSORY STRUCTURES may be erected under the following conditions:~~

- a. ~~The detached structure is constructed or placed on the same lot as an existing primary residential structure and is operated and maintained under the same ownership,~~
- b. ~~The detached structure is customarily incidental, accessory and subordinate to, and commonly associated with, the operation of the primary use of the lot,~~
- c. ~~The detached structure is no larger than 80% of the size of the existing primary residential structure or 720 square feet, whichever is smaller,~~
- d. ~~The detached structure is not used in total, or in part, as finished living space,~~
- e. ~~Any electrical wiring in the detached structure is located above the 100 year flood level and the detached structure is not used for the storage of any substance or chemical~~

~~which is dangerous or~~ _____ ~~would become dangerous if~~
~~mixed with water,~~

~~f. The Department of Natural Resources (DNR)/Natural~~ _____ ~~Resources Commission (NRC)~~
~~has issued the~~ _____ ~~appropriate approval for~~
~~construction, and~~

~~g. As a condition to allowing a detached residential~~ _____ ~~accessory structure, the~~
~~Department of Public Works~~ _____ ~~(DPW) may require the owner~~
~~to record a statement,~~ _____ ~~in a form approved by DPW,~~
~~indicating that the~~ _____ ~~attached residential accessory~~
~~structure shall not,~~ _____ ~~in the future, be used in total,~~
~~or in part, as~~ _____ ~~finished living space. Such~~
~~covenant shall run with~~ _____ ~~the land and shall be binding~~
~~on all subsequent~~ _____ ~~owners.~~

B. PERFORMANCE STANDARDS

~~1. No use shall involve the storage, accumulation,~~ _____ ~~spreading, dismantling or~~
~~processing of garbage, trash,~~ _____ ~~junk, or any other similar~~
~~material.~~

~~2. Except as provided in Section 2.01, A, 3, no use shall alter the land in any manner which will:~~

~~a. encroach upon the carrying capacity of any watercourse,~~

~~b. change topography,~~

~~c. drain or reclaim land,~~

~~d. alter, widen, deepen, or fill watercourses, drainage channels or ways,~~

~~e. result in a pond, lake, levee, dam or any other change of watercourse, drainage channel or floodway.~~

~~unless the DNR/NRC has issued the appropriate approval for such alteration.~~

2. Land and Watercourse Alterations.

Land Alterations and Watercourse Alterations as defined in this Ordinance, shall not result in any new or additional public or private expense for flood protection; shall assure that the flood carrying capacity is maintained and shall not increase flood elevations, velocities, or erosion upstream, downstream or across the stream from the proposed site; and shall not result in unreasonable degradation of water quality or the floodplain environment.

In addition, no Floodplain Development Permit shall be issued for Land Alterations or Watercourse Alterations in a Floodway unless a Certificate of Approval for Construction in a Floodway is first issued by INRC for the proposed activity, if required pursuant to IND. CODE 13-2-22-13.

3. Non-Building Structures.

Non-Building Structures as defined in this Ordinance shall be permitted in a Floodway only under the following conditions:

a. The Non-Building Structure is designed, located, and constructed such that it is protected from potential damage resulting from flooding up to and including the base flood;

b. The Non-Building Structure is designed to resist displacement resulting from hydrostatic, hydrodynamic, buoyant, or debris loading forces associated with flooding up to and including the base flood;

c. The Non-Building Structure is designed to minimize potential contamination or infiltration of flood waters or other potential environmental health or safety hazards associated with flooding up to and including the base flood;

- d. The Non-Building Structure is designed to minimize the obstruction of floodwaters by such measures as providing flow-through rather than solid fencing, reduction of structure cross section area perpendicular to the flow path, and placement of the Non-Building Structure away from areas of greater depth or velocities;
- e. The INRC has first issued a Certificate of Approval of Construction in a Floodway, if applicable pursuant to IND. CODE 13-2-22-13; and
- f. The Non-Building Structure must meet the applicable flood protection grade required by INRC and FEMA rules.

4. Detached Residential Accessory Structures.

Detached Residential Accessory Structures may be erected in a floodway with or without a flood protection grade two feet above the base flood elevation only if the following conditions are met. A flood protection grade two feet above the base flood elevation is not a condition for the erection of a detached residential accessory structure in a floodway. However, the following conditions must be met irrespective of whether a flood protection grade is provided.

- a. The detached structure is constructed or placed on the same lot as an existing primary residential structure and is operated and maintained under the same ownership;
- b. The detached structure is customarily incidental, accessory and subordinate to, and commonly associated with, the operation of the primary use of the lot;
- c. The detached structure is no larger than seventy five percent of the size of the existing primary residential structure or four hundred square feet, whichever is smaller;
- d. The detached structure shall never be used in total, or in part, for habitable space ;
- e. Any electrical wiring and any heating, cooling or other major appliance in the detached structure is located above the base flood elevation and the detached structure is not used for the storage of any substance or chemical which is dangerous or would become dangerous if mixed with water;
- f. The INRC has first issued a Certificate of Approval of Construction in a Floodway; and
- g. As a condition to allowing construction of a Detached Residential Accessory Structure, DPW may first require the owner to record a statement, in a form approved by DPW, indicating that the detached residential accessory structure shall not, in the future, be used in total, or in part, as habitable space. This shall be a covenant that shall be recorded in the Office of the Recorder, Marion County, Indiana, with the property deed and shall be binding on all subsequent owners.

5. Legally-Established Nonconforming Uses in a Floodway (FW) District.

Nothing stated in this subsection shall prevent Ordinary Maintenance or Repair of Legally-Established Nonconforming Uses as defined in this Ordinance. The cost of ordinary maintenance and repair of buildings or structures is not counted toward the fifty percent limit for determining substantial improvement, restoration of substantial damage or substantial addition as defined herein.

a. Restoration of Damage.

- (1) Non-Substantial Damage: A Legally-Established Nonconforming Use which has been damaged by flood, fire, explosion, act of God, or the public enemy, may be restored to its original dimensions and condition provided that the damage is Non-Substantial Damage as defined in this Ordinance and a Certificate of Approval of Construction in a Floodway, if required in accordance with INRC rules, is first obtained from INRC.
- (2) Substantial Damage: A Legally-Established Nonconforming Use which is Substantially Damaged as defined in this Ordinance may only be restored if the following conditions are satisfied:
 - (i) the Legally-Established Nonconforming Use is not a Primary Residential Structure;
 - (ii) the applicant for the proposed restored use must first obtain a Certificate of Approval for Construction in a Floodway from INRC;

- (iii) a restored structure must be provided with a flood protection grade at or above the base flood elevation;
- (iv) the design of the foundation of a restored structure must be certified by a Professional Engineer or Professional Architect as being adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the base flood, and constructed with a material that will maintain its structural integrity during and after exposure to floodwaters;
- (v) if the damage to a structure is such that the structure including the foundation is destroyed the structure must be rebuilt upon the same area of the original foundation and have substantially the same configuration as the destroyed structure, unless the rebuilt structure is proposed to be placed on a site less vulnerable to flood hazards as determined by DPW;
- (vi) the restored or rebuilt structure does not restrict or obstruct the Floodway more than the damaged structure;
- (vii) the damage was not intentionally caused by the owner or occupant;
- (viii) the restoration of the structure is begun within one year and completed within two years following the date that the damage occurred.

b. Improvements.

- (1) Non-Substantial Improvements: A Legally-Established Nonconforming Use in a Floodway (FW) District may undergo a one-time only Non-Substantial Improvement. Subsequent Improvements shall be subject to the requirements and limitations of this Ordinance applicable to Substantial Improvements.
- (2) Substantial Improvements: A Substantial Improvement to a Legally-Established Nonconforming Use in a Floodway (FW) District is prohibited.

c. Additions.

- (1) Non-Substantial Additions: A Legally-Established Nonconforming Use in a Floodway (FW) District may undergo a one-time only Non-Substantial Addition. Subsequent additions shall be subject to the requirements and limitations of this Ordinance applicable to Substantial Additions.

A Certificate of Approval for Construction in a Floodway must be obtained from INRC for any Addition prior to the issuance of a Floodplain Development Permit.

- (2) Substantial Addition: A Substantial Addition to a Legally-Established Nonconforming Use in a Floodway (FW) District is prohibited.

6. Prohibition of Garbage, Trash, Junk in Floodway (FW) District.

No use shall involve the storage, accumulation, spreading, dismantling or processing of garbage, trash, junk, or any other similar discarded or waste material.

C. Development Procedure.

- ~~1. All plans, drawings, specifications and any other information pertinent to the development, location and construction of a building or structure shall be submitted to the DPW for consideration.~~
- ~~2. No Improvement Location Permit shall be issued for any building or structure in a Floodway District until the application therefor submits satisfactory evidence that the DNR/NRC has issued the appropriate approval for said construction.~~

Sec. 2.02. Floodway Fringe (FF) ~~FP FLOOD PLAIN~~ District Regulations
(Secondary).

The following regulations, in addition to those in section 2.00 shall apply to all land within the Floodway ~~Fringe Plain~~ District. These regulations shall be in addition to all other primary and secondary zoning district regulations applicable to said land, and in case of conflict, the more restrictive regulations shall apply.

The purpose of the Floodway Fringe District is to guide development in areas subject to potential flood damage, but outside a Floodway District.

A. Permitted Uses. All uses permitted in the applicable primary zoning district shall be permitted in the Floodway Fringe ~~Plain~~ District, subject to the requirements of this Section.

B. Development Standards.

1. General.

Except as provided in subsections 2, 3 and 5 B, C, and D below, no building or structure shall be erected, reconstructed, expanded, structurally altered, converted, used, or relocated, restored, or improved unless it is provided with a Flood Protection Grade of at least two (2) feet above the base flood elevation. This Flood Protection Grade may be achieved for non-residential structures by structural floodproofing. The design and construction shall be certified on a Floodproofing Certificate by a Professional Engineer or Professional Architect as being adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the base flood.

For Floodplain development at sites which are elevated with fill, lowest floor levels, including basement floors, shall be provided with a flood protection grade of at least two (2) feet above the base flood elevation. The flood protection grade as well as all other requirements of this Ordinance shall not be applicable to property which has been removed from a Flood Control District through the issuance of a final LOMR or LOMA by FEMA.

Floodway Fringe Fill on which a building is to be placed shall be compacted to 95% of maximum density using the Standard Proctor Test method. The surface of the fill shall extend at least ten feet horizontally from the perimeter of the building before sloping below the base flood elevation. This is a minimum distance which may need to be increased by the designer based on site conditions. Fill slopes shall be adequately protected from erosion using a method approved by DPW.

- ~~1. flood protective measures, determined to be adequate therefor and approved in writing by the DPW, are provided, or~~
- ~~2. the land grade upon which such building or structure is to be located, all land within ten (10) feet thereof, and adequate all weather access to a public street, all are above the applicable flood elevation; and the first floor of such building or structure shall be at least two (2) feet above the applicable flood elevation.~~

2. Open Land Use.

Any Open Land Use as defined in this Ordinance shall be allowed in a Floodway Fringe District without a Floodplain Development Permit.

3. Land and Watercourse Alterations.

Land Alterations and Watercourse Alterations in a Floodway Fringe District shall not result in any new or additional public or private expense for flood protection; shall not increase flood elevations or reduce flood carrying capacity; shall not increase velocities or erosion upstream, downstream, or across the stream from the proposed site; and shall not result in unreasonable degradation of water quality or the floodplain environment.

4. Non-Building Structures.

Non-Building Structures as defined in this Ordinance shall be allowed in a Floodway Fringe District only if constructed in a manner that will not impede the flow of floodwater and debris carried by floodwater, and the following conditions are met:

- a. The Non-Building Structure is designed, located and constructed such that it is protected from potential damage resulting from flooding up to and including the base flood;
- b. The Non-Building Structure is designed to resist displacement resulting from hydrostatic, hydrodynamic, buoyant, or debris loading forces associated with flooding up to and including the base flood;
- c. The Non-Building Structure is designed to minimize potential contamination or infiltration of flood waters or other potential environmental or safety hazards associated with flooding up to and including the base flood;

- d. The Non-Building Structure is designed to minimize the obstruction of floodwaters by such measures as providing flow-through rather than solid fencing, reduction of structure cross section perpendicular to the flow path, and placement of the Non-Building Structure away from areas of greater depth or velocities;
- e. The Non-Building Structure must meet the applicable flood protection grade required by INRC and FEMA rules.

B. NONCONFORMING USES

1. ~~Any building which constitutes a legally established nonconforming use may be altered, enlarged or extended on a one time only basis, provided such alterations, enlargements, or extensions do not increase the value of the building, excluding the value of the land, by more than forty percent (40%) of its pre-improvement market value, and the alteration, enlargements, or extensions are not otherwise prohibited or restricted by law. However, nothing stated in this subsection shall prevent ordinary maintenance or repair of buildings or structures, nor shall this subsection prevent the alteration, enlargement or extension of a nonconforming use if such alteration, enlargement or extension complies with the requirements of subsection A.~~

2. ~~As a condition to allowing the alteration, enlargement or extension of a nonconforming use, the Department of Public Works may require the owner to record a statement, in a form approved by DPW, indicating that the improvement is made on a one time basis. This statement shall serve as notice to subsequent possessors and owners.~~

5. Detached Residential Accessory Structures.

~~C. DETACHED ACCESSORY STRUCTURES~~ Detached accessory structures Detached Residential Accessory Structures may be erected in a Floodway Fringe District above or below the Flood Protection Grade only if under the following conditions are met:

- 1.a. The detached structure is constructed or placed on the same lot as an existing primary residential structure and is operated and maintained under the same ownership;
- 2.b. The detached structure is customarily incidental, accessory and subordinate to, and commonly associated with, the operation of the primary use of the lot;
- 3.c. ~~If the detached structure is accessory to a one or two family dwelling, the detached structure is no larger than seventy five percent (75%) eighty percent 80% of the size of the existing primary residential structure or four hundred square feet 720, whichever is smaller;~~
- 4. ~~If the detached structure is not accessory to a one or two family dwelling, the detached structure is no larger than 1000 square feet;~~
- 5.d. The detached structure shall never be is not used in total, or in part, for habitable space as finished living space and;
- 6.e. Any electrical wiring and any heating, cooling or other major appliance in the detached structure is located above the base 100-year flood elevation level and the detached structure is not used for the storage of any substance or chemical which is dangerous or would become dangerous if mixed with water; and
- 7.f. As a condition to allowing a detached residential accessory structure, the DPW may require the owner to record a statement, in a form approved by DPW, indicating that the detached residential accessory structure shall not, in the future, be used in total, or in part, as finished living habitable space. This shall be a Such covenant that shall run with the land be recorded in the Office of the Recorder, Marion County, Indiana, with the property deed and shall be binding on all subsequent owners.

6.D. Attached Non-Habitable Residential Structures Accessory Enclosures.

Attached Non-Habitable Accessory Enclosures ~~Attached non-habitable structures~~ may be constructed in a Floodway Fringe District as a part of one family dwellings, two family dwellings, or multi-family dwellings structures only under the following conditions:

- a.1- All parts of the building or structure other than the ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure shall be erected, constructed, reconstructed, expanded, structurally altered, converted, used or relocated in compliance with this Subsection 2.02 AB;
- b.2- The ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure is attached to or part of the primary residential structure and is operated and maintained under the same ownership;
- 3- ~~The attached non-habitable structure is constructed at the same time as the primary residential building;~~
- c.4- The ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure is customarily incidental, accessory and subordinate to, and commonly associated with the use of the primary residential structure;
- 5- ~~The attached non-habitable structure is no larger than 720 square feet;~~
- d.6- The ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure is not used in total or in part, as habitable finished living space, but is solely for parking vehicles, building access or storage of materials not covered under the Standard Flood Insurance Policy;
- e.7- As a condition to allowing an ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure, the DPW ~~shall~~ may require the owner to record a statement, in a form approved by DPW, indicating that the ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure shall not, in the future, be used in total, or in part, as habitable finished living space. This shall be a Such covenant that shall run with the land be recorded in the Office of the Recorder, Marion county, Indiana, with the deed and shall be binding on all subsequent owners, and;
- f.8- Any electrical wiring and any heating, ~~and~~ cooling or other major appliance or equipment in the ~~aAttached aNon-hHabitable~~ Accessory Enclosure structure is located above the base 100-year flood elevation level and the attached non-habitable ~~accessory enclosure structure~~ is not used for the storage of any substance or chemical which is dangerous or would become dangerous if mixed with water; ~~and~~
- g- The exterior walls of the Attached Non-Habitable Accessory Enclosure shall be constructed with a material which will maintain its structural integrity during and after exposure to flood waters and be designed to automatically equalize hydrostatic flood forces by allowing for the entry and exit of flood waters. Designs for meeting this requirement must meet the following minimum criteria:

 - (1) A minimum of two wall openings having a total net area of not less than one square foot for every two square feet of enclosed area subject to flooding shall be provided;
 - (2) The bottom of all openings shall be no higher than one foot above the floor level of the enclosure or no greater than one foot above grade, whichever is less; and
 - (3) Openings may be equipped with screens, louvers, valves or other coverings or devices provided that they permit the automatic entry and exit of flood waters without reliance on human or electrical activation; and
- h- Attached Non-Habitable Accessory Enclosures that are also Legally-Established Nonconforming Uses pursuant to Section 2.02 B-8 shall not be subject to the requirements of Section 2.02 B-6.
- 7. Manufactured Home Dwellings, Mobile Dwellings and Recreational Vehicles.

 - a. Manufactured Home Dwellings and Mobile Dwellings that are placed or undergo Substantial Improvements or Substantial Additions on sites outside of a Mobile Dwelling Project, in a New Mobile Dwelling Project or Subdivision, in an Expansion to an Existing Mobile Dwelling Project or Subdivision, or in an Existing Mobile Dwelling Project or Subdivision on which a Manufactured Home Dwelling or Mobile Dwelling has incurred Substantial Damage as the result of a flood, shall be elevated on a permanent foundation such that the lowest floor of the Manufactured Home Dwelling or Mobile Dwelling is elevated with a flood protection grade at least two feet above the base flood and be securely anchored to an adequately anchored foundation system to resist floatation, collapse and lateral movement.
 - b. Manufactured Home Dwellings and Mobile Dwellings that are placed or undergo Substantial Improvements or Substantial Additions on sites in an Existing Mobile Dwelling Project or Subdivision on which a Manufactured Home Dwelling or Mobile Dwelling has not incurred

Substantial Damage as the result of a flood, shall be elevated so that either the lowest floor of the Manufactured Home Dwelling or Mobile Dwelling is elevated with a flood protection grade at least two feet above the base flood or the Manufactured Home Dwelling or Mobile Dwelling chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than thirty six inches in height above grade and be securely anchored foundation system to resist flotation, collapse and lateral movement.

- c. Recreational Vehicles placed on sites in the Floodway Fringe for one hundred eighty consecutive days or more shall be subject to the requirements for Manufactured Home Dwellings and Mobile Dwellings contained in this Ordinance. Recreational Vehicles placed on sites in the Floodway Fringe shall not be subject to requirements for Manufactured Home Dwellings and Mobile Dwellings contained in this Ordinance and shall not require a Floodplain Development Permit if the Recreational Vehicle is either placed on the site for fewer than one hundred eighty consecutive days or is fully licensed and ready for highway use. A Recreational Vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has not permanently attached additions.

8. Legally Established Nonconforming Uses.

Nothing stated in this subsection shall prevent Ordinary Maintenance or Repair of Legally-Established Nonconforming Uses as defined in this Ordinance. The cost of ordinary maintenance and repair of buildings or structures is not counted toward the fifty percent limit for determining a substantial improvement, restoration of substantial damage or substantial addition as defined herein.

Improvements, Additions and Restoration of Damage to Legally Established Non-Conforming Uses authorized under this subsection shall not be subject to Subsection 2.02 B6 of this Section.

a. Restoration of Damage.

- (1) Non-Substantial Damage: A Legally-Established Nonconforming Use in a Floodway Fringe District damaged by flood, fire, explosion, act of God or the public enemy, may be restored to its original dimensions and condition provided that the damage is a Non-Substantial Damage as defined by this Ordinance.
- (2) Substantial Damage: A Legally-Established Nonconforming Use that is Substantially Damaged may only be restored if the restored structure is provided with a flood protection grade of two feet above the base flood elevation.

b. Improvements.

- (1) Non-Substantial Improvements: A Legally-Established Nonconforming Use in a Floodway Fringe District may undergo a one-time only Non-Substantial Improvement. Subsequent improvements shall be subject to the requirements and limitations of this Ordinance applicable to Substantial Improvements.
- (2) Substantial Improvement: A Legally-Established Nonconforming Use may only undergo a Substantial Improvement if the structure is provided with a flood protection grade of at least two feet above the base flood.

c. Additions.

- (1) Non-Substantial Addition: A Legally-Established Nonconforming Use in a Floodway Fringe District may undergo a one-time only Non-Substantial Addition. Subsequent improvements or additions shall be subject to the requirements and limitations of this Ordinance applicable to Substantial Additions.
- (2) Substantial Addition: A Legally-Established Nonconforming Use may only undergo a Substantial Addition if the addition is provided with a flood protection grade of at least two feet above the base flood.

~~E. BASEMENT FLOOR ELEVATION No basement floor construction at an elevation lower than the applicable flood elevation as indicated on the Flood Control Districts Zoning Maps shall be undertaken unless:~~

- ~~1. flood protection measures determined to be adequate therefore and approved in writing by DPW are provided, or~~

- ~~2. such basement has been designed to withstand pressure from water at the flood elevation and plans for such construction, certified by a registered professional engineer to be so designed and approved in writing by the DPW, have been filed with the Department of Metropolitan Development of Marion County, Indiana.~~

9.E. Draining of Land; Altering of Watercourses; Construction of Ponds, Lakes, Levees, Dams.

No draining or reclamation of land; altering, widening, deepening or filling of watercourses or drainage channels or ways; construction of ponds, lakes, levees, or dams; or any other changes or improvements of watercourses or drainage channels or ways shall be undertaken in the Floodway Fringe District Flood Plain unless first approved by the ~~DPW or DNR~~ INRC, if applicable, and any other local, state or federal agencies having jurisdiction over such activity.

10. Construction of New Access Roads.

If the proposed activity includes the construction of a new access road between proposed buildings to be located in the Floodway Fringe District and a public road, and the public road at the intersection with the proposed access road is at or above the base flood elevation, then the proposed access road must also be at or above the base flood elevation along the entire length between any proposed building and the public road. If there is more than one access road between the public road and any proposed building, only one must provide access at or above the base flood elevation.

Sec. 2.03. Variances.

A. The Board of Zoning Appeals may only issue a variance to the permitted uses or development standards of the Floodway (FW) or Floodway Fringe (FF) Districts if the applicant submits evidence that:

1. There exists a good and sufficient cause for the requested variance;
2. The strict application of the terms of this Ordinance will constitute an exceptional hardship to the applicant;
3. The grant of the requested variance will not increase flood heights, create additional threats to public safety, cause additional public expense, create nuisances, cause fraud or victimization of the public, or conflict with other applicable laws or Ordinances.

B. The Board of Zoning Appeals may only issue a variance to the permitted uses or development standards of the Floodway (FW) or Floodway Fringe (FF) Districts subject to the following conditions:

1. No variance for the construction of a new residential structure in a Floodway (FW) District may be granted;
2. Any variance granted for a use in a Floodway (FW) District shall first require a permit from INRC, if such permit is required by INRC rules and procedures;
3. Variances to the flood protection grade requirements may be granted only when a new structure is to be located on a lot of one-half acre or less in size, contiguous to and surrounded by lots with existing structures constructed below the flood protection elevation;
4. Variances may be granted for the reconstruction or restoration of any structure listed on the National Register of Historic Places or the Indiana State Survey of Historic, Architectural, Archaeological and Cultural Sites, Structures, Districts and Objects, subject to the condition that such variance will not preclude the structure's continued designation as a historic structure and that the variance is the minimum necessary to preserve the historic character;
5. All variances shall give the minimum relief necessary and be such that the maximum practical flood protection will be given to the proposed construction; and
6. DPW shall issue a written notice to the recipient of a variance that the proposed construction will be subject to increased risks of life and property and could require payment of increased flood insurance premiums.

Sec. 2.04 Permit Application and Review Procedures; Recordkeeping.

A. DPW shall review all applications for a Floodplain Development Permit for all sites which have been identified by DMD or DPW as lying in a Flood Control District. DPW shall verify that the site is in a Flood Control District by referring to the Flood Boundary and Floodway Map or Flood Insurance Rate Map. In cases

where the floodplain status of the site cannot be fully determined through the use of these maps, DPW shall use the best available data to determine the floodplain status of the site, in accordance with Section 1.00 of this Ordinance.

B. If the permit application is for a site located in an identified Floodway (FW) District, then DPW shall direct the applicant to apply to INRC for a state permit for construction in floodway. A Floodplain Development Permit shall not be issued for the proposed activity until the INRC has issued a Certificate of Approval of Construction in a Floodway or a letter stating that INRC approval is not required, and DPW determines that the application complies with all other applicable requirements of this Ordinance.

C. If the permit application is for a site located in a Floodway Fringe (FF) District, then DPW may approve the application upon compliance with the applicable requirements of this Ordinance.

D. In both Floodway (FW) and Floodway Fringe (FF) Districts, DPW will require such modifications to the design and materials of the proposed activity as DPW may deem appropriate under this Ordinance.

E. In reviewing applications for Floodplain Development Permits for compliance with the requirements of this Ordinance, DPW, in conjunction with DMD, shall assure that all necessary permits related to floodplain management objectives from state, federal, and local agencies have been obtained.

F. Records of Floodplain Development Permits.

1. DPW will maintain a file of all Floodplain Development Permits issued in a Flood Control District.

2. DPW will make these Floodplain Development Permits available to representatives of FEMA, INRC and other interested parties.

G. NFIP Elevation Certificates.

1. DPW will file the NFIP Elevation Certificate, and the Floodproofing Certificate if applicable, for each building and structure in a Flood Control District with the Floodplain Development Permit.

2. DPW will make available to insurance agents and lenders, upon request, copies of the NFIP Elevation Certificate and the Floodproofing Certificate to assist in the actuarial rating of the structure for flood insurance purposes.

H. DPW shall notify an adjacent community and INRC prior to any alteration or relocation of a watercourse in a riverine situation and submit copies of such notifications to FEMA.

Sec. 3.00. National Flood Insurance Program Regulation.

The Administrator of the Division of Development Services Flood Control Division, in cooperation with DMD and DPW, during the his review of Floodplain Development Permit applications Improvement Location Permits located in identified Flood Control Districts flood hazard area, shall ensure assure that all National Flood Insurance Program regulations (codified at contained in 44 CFR, Part 60.3 (d)) pertaining to state and federal permits, subdivision review, building permit review, flood proofing nonresidential structures, mobile home tie-down standards, utility construction, record keeping (including lowest floor elevations), and watercourses alteration and maintenance have been met.

Sec. 4.00. Severability.

If any section, subsection, paragraph, subparagraph, clause, phrase, word, provision or portion of this Ordinance shall be held to be unconstitutional or invalid by any court of competent jurisdiction, such holding or decision shall not affect or impair the validity of this Ordinance as a whole or any part thereof, other than the section, subsection, paragraph, subparagraph, clause, phrase, word, provision or portion so held to be unconstitutional or invalid.

Sec. 5.00. Violations.

A violation of this Ordinance shall be enforceable under the Enforcement Remedies Zoning Ordinance of Marion County, Code of Indianapolis and Marion County, Appendix D, Part 26.

A violation may lead to the cancellation of a Standard Flood Insurance Policy. DPW shall inform the owner that any such violation is considered a willful act to increase flood damages and therefore may cause coverage by the Standard Flood Insurance Policy to be suspended.

Sec. 6.00. Definitions.

Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the plain, ordinary meaning they have in common usage and to give the Ordinance its most reasonable application.

As-Built Condition. The state of being of a structure or building immediately following its construction or placement.

Attached Non-Habitable Accessory Enclosure. An enclosed area of structure below the elevated first floor used solely for parking vehicles, building access or storage which satisfies all requirements for such a structure as set forth in this Ordinance.

Base Flood. That flood having a peak discharge which can be expected to be equalled or exceeded on the average of once in a hundred year period, as calculated by a method and procedure which is acceptable to and approved by the INRC. This flood is equivalent to a flood having a probability of occurrence of one percent in any given year.

Base Flood Elevation. The site-specific elevation of the water surface of the base flood measured in feet above mean sea level (1929 NGVD or NAVD 1988). In either case a conversion number shall be included.

Best Available Data. Information including but not limited to available topographic mapping, survey data, historic flood records, engineering studies, channel ratings, and engineering judgment, used by DPW to make Flood Control District determinations pursuant to Section 1.00 of this Ordinance, when detailed floodplain data are not available for a particular site.

Building. Any structure designed or intended for the support, enclosure, shelter or protection of persons, animals, or property of any kind, having an enclosed space and a permanent roof supported by columns or walls.

Cost. The actual value of the work to be performed based on a method approved by FEMA.

Detached Residential Accessory Structure. A detached non-habitable structure which is subordinate to and located no less than six feet from the primary residential structure and which satisfies all local regulations regarding this classification.

Development. Any man-made change to improved or unimproved real estate including, but not limited to, buildings and other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

DMD. The Department of Metropolitan Development of the City of Indianapolis.

DPW. The Department of Public Works of the City of Indianapolis.

Elevation Certificate. The most recently published official Elevation Certificate document issued by FEMA.

Existing Mobile Dwelling Project or Subdivision. A Mobile Dwelling Project or Subdivision for which the construction of facilities for servicing the lots on which the Mobile Dwellings are to be affixed (including, at a minimum, the installation of utilities, construction of streets and either final site grading or pouring of concrete pads) is completed before the effective date of this Ordinance.

Expansion to an Existing Mobile Dwelling Project or Subdivision. The preparation of additional sites for an Existing Mobile Dwelling Project or Subdivision by the construction of facilities for servicing the lots on which the Mobile Dwellings are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

FDP. Floodplain Development Permit.

FEMA. Federal Emergency Management Agency.

Fifty Percent Limit. The maximum amount of work allowed in or on a Legally-Established Non-Conforming Use before the work is not eligible for the special allowances provided for Restoration of Non-Substantial Damage, Non-Substantial Improvements and Non-Substantial Additions as provided herein. The proposed work shown on an application for a Floodplain Development Permit in or on a Legally-Established Nonconforming

Use shall be evaluated to determine whether the fifty percent limit has been exceeded by taking the ratio of the projected cost of the work divided by the market value before the start of construction of the Legally-Established Nonconforming Use (excluding the value of the land or detached structures) as a percentage.

Fill. Soil material placed upon the ground, compacted and graded for the purpose of elevating the surface of the ground.

Flood or Flooding.

(a) A general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of rivers, streams, ditches or enclosed drainage systems;
- (2) The unusual and rapid accumulation or runoff of surface waters from any source;
- (3) Mudslides (i.e., mudflows) which are proximately caused by flooding as defined in paragraph (a)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

(b) The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (a)(1) of this definition.

Flood Insurance Study Base Flood Profile. The base flood elevation profile included in the June 3, 1988 Flood Insurance Study published by FEMA.

Floodplain. The area adjoining the river or stream which has been or may hereafter be covered by floodwaters.

Floodproofed Building. A nonresidential building designed to exclude floodwaters from the interior of that building. All such floodproofing shall be adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the base flood.

Floodproofing Certificate. The most recently published official document for Floodproofing Certificate for Non-Residential Structures issued by FEMA.

Flood Protection Grade. The elevation of the lowest point in a building at which flood waters may enter the interior of the building. Such lowest point is defined by the following:

- (1) The lowest floor of the building (if a basement is included, the basement floor is the lowest floor);
- (2) The garage floor, if the garage is the lowest level of the building (except garages which qualify as an allowed non-habitable attached accessory enclosure);
- (3) The first floor of buildings elevated on pilings or constructed on a crawl space;
- (4) The floor level of any enclosure below the elevated first floor unless the enclosure satisfies the requirements for a non-habitable attached accessory enclosure;
- (5) The level of protection provided to a nonresidential building below which the building is designed to be water tight. The design and construction shall be certified on a Floodproofing Certificate by a professional engineer or a professional architect as being adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the base flood.

Floodwater. The water of any lake or watercourse which is above the banks and/or outside the channel and banks of such watercourse.

Floodway. The channel of a river or stream and those portions of the floodplains adjoining the channel which are reasonably required to efficiently carry and discharge the peak flood flow of the base flood of any river or stream.

Floodway Fringe. The portion of the regulatory floodplain which is not required to convey the 100 year frequency flood peak discharge and therefore lies outside of the floodway.

Habitable Space. The enclosed area of any building used for living area including but not limited to bedrooms, bathrooms, kitchens, living rooms, family rooms, dining rooms, recreation rooms, utility rooms and workshops.

Historic Structure. Any structure that is:

- (a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- (b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- (c) Individually listed on a state inventory of historic places in accordance with a state historic preservation programs which have been approved by the Secretary of Interior; or
- (d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved state program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior.

INRC. The Indiana Natural Resources Commission.

Land Alteration. Any change in the topography of land caused by activities including but not limited to excavation, filling, deposit or stockpiling of materials and construction of ponds, dams, or levees outside of a watercourse.

For purposes of this Ordinance, Land Alterations do not include the construction, placement of, or other activities involving buildings or non-building structures, or those activities which are defined as Open Land Use in this Ordinance, or ordinary maintenance and repair of an INRC approved Land Alteration.

Legally Established Nonconforming Use. Any continuous, lawful land use having commenced prior to the time of adoption, revision or amendment of this Ordinance, but which fails, by reason of such adoption, revision, amendment or variance to conform to the present requirements of the Flood Control Zoning District.

LOMA. Letter of Map Amendment issued by FEMA.

LOMR. Letter of Map Revision issued by FEMA.

Manufactured Home Dwelling. A unit which is fabricated in one or more modules at a location other than the home site, by assembly-line type production techniques or by other construction methods unique to an off-site manufacturing process. Every module shall bear a label certifying that it is built in compliance with the Federal Manufactured Home Construction and Safety Standards. The unit must have been built after January 1, 1981, have at least 950 square feet of main floor area (exclusive of garages, carports, and open porches), and exceed twenty-three (23) feet in width.

Market Value of Structure. The market value of the structure itself not including the associated land, landscaping or detached accessory structures. The market value must be determined by a method approved by FEMA and DPW. If an appraisal is used the appraiser must have at least one of the following designations:

- (1) member of the American Institute of Real Estate Appraisers (MAI);
- (2) residential member of the American Institute of Real Estate Appraisers (RM);
- (3) senior real estate analyst of the Society of Real Estate Appraisers (SREA);
- (4) senior residential appraiser of the Society of Real Estate Appraisers (SREA);
- (5) senior real property appraiser of the Society of Real Estate Appraisers (SRPA);
- (6) senior member of the American Society of Appraisers (ASA);

(7) accredited rural appraiser of the American Society of Farm Managers and Rural Appraisers (ARA); or

(8) accredited appraiser of the Manufactured Housing Appraiser Society.

Mobile Dwelling. A movable or portable unit fabricated in one or more modules at a location other than the home site, by assembly-line type production techniques or by other construction methods unique to an off-site manufacturing process. The unit is designed for occupancy by one family, and erected or located as specified by Chapter 8, Article III, Division IV of the Code of Indianapolis and Marion county, and which was either:

(a) constructed prior to June 15, 1976 and bears a seal attached under Indiana Public Law 135, 1971, certifying that it was built in compliance with the standards established by the Indiana Administrative Building Council; or

(b) constructed subsequent to or on June 15, 1976 and bears a seal certifying that it was built in compliance with the Federal Mobile Home Construction and Safety Standards law.

Mobile Dwelling Project or Subdivision. An area of contiguous land separated only by a street(s) upon which three (3) or more mobile dwellings are designated spaces or lots for the purpose of being occupied as primary residences and includes all real and personal property used in the operation of said mobile dwelling project or, an area of contiguous land separated only by a street that is subdivided and contains individual lots which are or intended to be sold, leased or similarly contracted for the purpose of being occupied as a primary residence, is a mobile dwelling project if three (3) or more lots or sites are designated specifically to accommodate mobile dwellings.

New Mobile Dwelling Project or Subdivision. A Mobile Dwelling Project or Subdivision for which the construction of facilities for servicing the lots on which the Mobile Dwellings are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of this Ordinance.

NFIP. National Flood Insurance Program.

Non-Building Structure. Structures other than buildings including but not limited to public utilities, on-site waste disposal systems, water supply systems, sanitary sewers, on-site wastewater treatment systems, lift stations, transmission towers, well pumps, electrical units, bridges, culverts, and any other structures determined by DPW to constitute a potential hazard to life, health, safety or property caused by exposure to floodwaters during the base flood.

Non-Substantial Addition. A structural enlargement of a structure the cost of which is less than fifty percent of the market value of the structure before the start of construction.

Non-Substantial Damage. Damage of any origin sustained by a structure and not intentionally caused or inflicted by the Owner or Occupant whereby the cost of restoring the structure to its pre-damaged condition would be less than fifty percent of the market value of the structure before the damage occurred.

Non-Substantial Improvement. Any structural improvement of a structure which does not consist of a structural enlargement or repair of damage, the cost of which is less than fifty percent of the market value of the structure before the start of construction of the improvement. This term does not include either:

(1) Any project for improvement of a structure to correct existing violation of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions;

(2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure"; or

(3) Ordinary maintenance and repair as defined herein.

Open Land Use. The production of crops, pasture, forests, parks, and recreational uses which do not involve any structure, obstruction, construction, excavation or deposit in a Floodway as defined by INRC, or any Land Alteration or Watercourse Alteration as otherwise defined in this Ordinance.

The following specific activities are classified as Open Land Use:

(1) Excavation of cemetery graves;

- (2) Exploratory excavations or soil testing under the direction and control of professional engineers, soil engineers, geologists, civil engineers, architects or land surveyors, which are backfilled;
- (3) Ordinary cultivation of agricultural land including tilling, construction of minor open ditches, and crop irrigation; and
- (4) The planting and tilling of gardens, flower beds, shrubs, trees and other common uses and minor landscaping of land appurtenant to residences.

Ordinary Maintenance and Repair. Construction activity commonly accomplished in or on an existing structure or existing building equipment for the purposes of preventing deterioration or performance deficiencies, maintaining appearance, or securing the original level of performance. Preventing deterioration or deficient performance shall include such activities as caulking windows, painting, pointing bricks, oiling machinery and replacing filters. Maintaining appearance shall include such activities as sandblasting masonry and cleaning equipment. Securing the original level of performance shall include such activities as replacing broken glass, patching a roof, disassembling and reassembling a piece of building equipment, welding a broken part and replacing a component of a heating system (but not a furnace) with an identical component. Ordinary maintenance and repair shall not include any construction activity which alters the prior or initial capacity, performance, specifications, type of required energy or functional features of an existing structure or building equipment.

Primary Residential Structure. The residential building in which the permitted primary use of the lot is conducted.

Professional Architect. An architect registered under IC 25-4-1.

Professional Engineer. An engineer registered under IC 25-31-1.

Professional Surveyor. A surveyor registered under IC 31-1-1.

Recreational Vehicle. A self-propelled or towed vehicle designed and intended specifically for temporary living, travel, and leisure activities, including but not limited to boats, motor homes, travel trailers, and camping trailers.

Regulatory Flood Profile. A longitudinal profile along the thread of a stream showing the maximum water surface elevation attained by the base flood.

Residential Building. Any building which possesses the architectural features, traits and qualities indicating or constituting those distinguishing attributes of a residence, such as height, bulk, materials, detailing and similar features.

Standard Flood Insurance Policy. The Flood Insurance Policy issued by the Federal Insurance Administrator, or an insurer pursuant to an arrangement with the Administrator pursuant to federal statutes and regulations.

Standard Proctor. The maximum dry density of a backfill material as determined by the methods set forth within ASTM D 698. The percent standard proctor density is a ratio of the in-place dry density of a backfill material, determined by those methods set forth within ASTM D 1556, to the maximum dry density (determined by Test Method 698). The resulting quotient must be multiplied by 100, and the value obtained must meet or exceed the minimum values specified herein.

Start of Construction. The date that a Floodplain Development Permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, substantial addition or restoration of substantial damage, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure. Anything that can be constructed, altered, repaired or erected on the ground or attached to the ground, including, but not limited to, buildings, factories, sheds, detached garages, gas or liquid storage tanks,

cabins, manufactured homes, travel trailers to be placed on a site for more than one hundred and eighty consecutive days, and other similar items.

Substantial Addition. A structural enlargement of the enclosed space of a structure the cost of which equals or exceeds fifty percent of the market value of the structure before the start of construction.

Substantial Damage. Damage of any origin sustained by a structure and not intentionally caused or inflicted by the owner or occupant, whereby the cost of restoring the structure to its before damaged condition would equal or exceed fifty percent of the market value of the structure before the damage occurred.

Substantial Improvement. Any structural improvement of a structure which does not consist of a structural enlargement or repair of damage, the cost of which equals or exceeds fifty percent of the market value of the structure before the "start of construction" of the improvement. The term does not include either:

- (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions;
- (2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure"; or
- (3) Ordinary maintenance and repair as defined herein.

Variance. A grant of relief from the terms of this Ordinance.

Violation. The failure of a structure or development or use to be fully compliant with this Ordinance. A structure or use or development without the Elevation Certificate, other certifications, or other evidence of compliance required.

Watercourse. Natural streams, man-made ditches, lakes, reservoirs, ponds, retention or detention basins, and drainage swales. A watercourse is distinguished from overland flow, sheet flow, shallow swale flow, and storm sewer flow by the following characteristics which must be present to constitute a watercourse;

- (1) Defined and distinguishable stream banks under natural conditions; and
- (2) Regularity of flow in the channel evidenced by a distinguishable waterline vegetation limit or hydrologic characteristics.

Watercourse Alteration. Any encroachment, diversion, relocation, impoundment, draining, damming, repair, construction, reconstruction, dredging, enclosing, widening, deepening, filling or other modification of a watercourse. Watercourse Alteration does not include the clearing of dead or dying vegetation, debris or trash from the channel nor does it include ordinary maintenance or repair of an INRC approved Watercourse Alteration.

Zone A. Areas within the floodplain established by the Flood Boundary and Floodway Maps and Flood Insurance Rate Maps which include Zone A, AO, AH, A1-A30, and A99. Those areas on the maps labeled Zone A with no base flood elevation depicted have not been studied in detail.

Zone B. Areas between limits of the 100 year flood and 500 year flood; certain areas subject to 100 year flooding with average depths less than one square mile; and areas protected by levees from the base flood.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 365, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 365, 1992 on August 24, 1992. The proposal approves the sale of certain real estate of the Department of Public Works. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 365, 1992, as amended, was adopted on the following roll call vote; viz:

August 24, 1992

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Schneider*

Proposal No. 365, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 59, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1992

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves, pursuant to IC 36-1-11-3, the sale of the following real property by the Department of Public Works:

<u>Location</u>	<u>Appraised Value</u>
848 S. Lynhurst Dr.	\$35,000

The disposing agent is authorized to sell the above referenced property to the highest and best bidder. However, he or she may sell the property for less than ninety percent (90%) of the appraised value only after having an additional notice of the sale published in accordance with IC 36-1-11-4(c).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 366, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 366, 1992 on August 11, 1992. The proposal approves a Board of Public Works resolution regarding the write-off of certain sewer service accounts of \$25 or less. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 366, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Schneider*

Proposal No. 366, 1992 was retitled GENERAL RESOLUTION NO. 4, 1992 and reads as follows:

CITY-COUNCIL GENERAL RESOLUTION NO. 4, 1992

A GENERAL RESOLUTION approving Board of Public Works Resolution No. 3004-1992, a Resolution Declaring Certain Sewer Service Final Accounts as Uncollectible and Authorizing the Cessation of Further Collection Efforts.

WHEREAS, the City-County Council has the authority, pursuant to IC 36-9-25-11.7, effective March 1, 1988, and Section 27-115 of the Code of Indianapolis and Marion County, Indiana, as amended, effective May 17, 1988, of final approval of all Board of Public Works resolutions deeming as uncollectible FINAL sewer service accounts for which the outstanding balance is twenty-five dollars (\$25.00) or less, which are at least 120 days delinquent, and which the Department of Public Works has determined to be uncollectible;

WHEREAS, at its regularly scheduled meeting on July 6, 1992, the Board of Public Works approved and adopted Resolution No. 3004-1992, a resolution declaring the accounts listed in the Schedule of Uncollectible

Final Accounts attached to that resolution as uncollectible and authorizing the cessation of further collection efforts;

WHEREAS, the Schedule of Uncollectible Final Accounts attached to that resolution contains approximately 1836 separate accounts totalling approximately \$13,348.66. Such final accounts have balances of twenty-five dollars (\$25.00) or less, are at least 120 days delinquent, have been closed since before July 1, 1989, and have been determined by the Department of Public Works to be uncollectible;

WHEREAS, Board of Public Works Resolution No. 3004-1992 and the Board of Public Works action thereon fulfill all the requirements of Section 27-115 of the Code of Indianapolis and Marion County, Indiana, except for approval by the City-County Council; and

WHEREAS, a copy of Board of Public Works Resolution No. 3004-1992 has been filed with the Clerk of the Council; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves Board of Public Works Resolution No. 3004-1992, declares that the accounts listed in the certified Schedule of Uncollectible Final Accounts which is a part of that resolution are deemed uncollectible and further authorizes and directs the Department of Public Works to cease collection procedures and to expense the amounts outstanding on such accounts as bad debts.

SECTION 2. This resolution shall be in full force and effect upon adopting in compliance with IC 36-3-4-14.

The President announced that he has given permission to a group of employees to address certain concerns that they have on their employment.

Chuck Watts stated that he is the representative of the Department of Parks golf course union employees. He expressed the union's opposition to the Mayor's proposal to privatize the City's golf courses. The union does not believe that this proposal is in the best interest of the golfers, the employees nor the citizens. He requested the media to air both sides of this issue, and he asked all citizens and City employees to contact their Councillors on this issue.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of August, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, SEPTEMBER 8, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Tuesday, September 8, 1992, with Councillor SerVaas presiding.

Councillor Ruhmkorff led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Short introduced Darren Mosley, Youth City Mayor and a junior at Arsenal Technical High School.

Councillor O'Dell introduced State Representative Jack Cottey.

The President informed the Council of the death of Joseph Gorham who was a City-County Councillor from 1968-1977.

OFFICIAL COMMUNICATIONS

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Tuesday, September 8, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

August 25, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, August 27, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 398, 400 and 403, 1992, to be held on Tuesday, September 8, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 53, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Planning Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 54, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thirty Thousand Six Hundred Ninety-Four Dollars (\$130,694) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Planning Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 55, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Thirty Thousand Dollars (\$130,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

SPECIAL RESOLUTION NO. 56, 1992, concerning Dr. John M. Vaughn.

SPECIAL RESOLUTION NO. 57, 1992, recognizing the 20th Indianapolis-Scarborough Peace Games.

SPECIAL RESOLUTION NO. 58, 1992, approving an Inducement Resolution for National Benevolent Association, Robin Run Village Phase III, in an amount not to exceed \$2,200,000 for an addition to the existing facilities located at 5354 West 62nd Street.

September 8, 1992

SPECIAL RESOLUTION NO. 59, 1992, approving the sale of certain real estate of the Department of Public Works.

SPECIAL ORDINANCE NO. 9, 1992, authorizing the amendment of previously executed bond documents relating to the previously issued \$1,400,000 City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project) Series 1984.

SPECIAL ORDINANCE NO. 10, 1992, electing to fund MECA with COIT revenues.

GENERAL ORDINANCE NO. 63, 1992, amending the Code by authorizing a traffic signal at the intersection of German Church Road and 10th Street (District 12).

GENERAL RESOLUTION NO. 4, 1992, approving a Board of Public Works resolution regarding the write-off of certain sewer service accounts of \$25 or less.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of August 24, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 441, 1992. This proposal, sponsored by Councillor Dowden, commends Matt Goodin. Councillor Dowden read the resolution and presented a framed document to Matt Goodin, who expressed appreciation for the recognition. Also present were Matt Goodin's family; Jerry Whitaker, Lawrence Township Fire Chief; Matthew Hickey, Lawrence Township Fire Marshall; Carl Specker, Lawrence Township Trustee; and John von Arx, County Auditor. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 441, 1992 was adopted by unanimous voice vote.

Proposal No. 441, 1992 was retitled SPECIAL RESOLUTION NO. 60, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1992

A SPECIAL RESOLUTION commending Matt Goodin.

WHEREAS, heroes come in all shapes and sizes, and young eleven-year-old Matt Goodin is as brave as they come; and

WHEREAS, earlier this year Matt was home with his family when a kitchen fire started, and within minutes fire and thick smoke spread throughout the house; and

WHEREAS, the Lawrence Township Fire Department was called and the family began to evacuate their burning home; and

WHEREAS, Matt realized that his two-year-old brother Daniel was still in his crib inside the burning building, and without regard for his own personal safety Matt calmly and resolutely forced his way into the occupied room and carried his brother outside to safety; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends young Matt Goodin for his inspiring act of courage when he saved his brother's life from their burning home.

SECTION 2. This city is indeed fortunate to have citizens such as Matt Goodin.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 442, 1992. This proposal, sponsored by Councillor Giffin, concerns Wendell Trogdon. Councillor Giffin asked Councillors Dowden, Gilmer and Schneider to help him honor Mr. Trogdon. Councillor Giffin read the resolution and presented a framed document to Mr. Trogdon, who expressed appreciation for the recognition. Also present was Wayne Fuson, Indianapolis News Sports Editor. Councillor Giffin moved, seconded by Councillor Schneider, for adoption. Proposal No. 442, 1992 was adopted by unanimous voice vote.

Proposal No. 442, 1992 was retitled SPECIAL RESOLUTION NO. 61, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1992

A SPECIAL RESOLUTION concerning Wendell Trogdon.

WHEREAS, Wendell Trogdon went to work for The Indianapolis News as a reporter in 1957, and after 35 years as suburban editor, news editor, and assistant managing editor, retired on July 31, 1992, as the managing editor; and

WHEREAS, during his distinguished career Mr. Trogdon won several journalism awards, authored seven books, and made many friends; and

WHEREAS, he grew up on a farm near Heltonville in southern Indiana, served in the U.S. Army, graduated from Franklin College, and worked with newspapers in Logansport and Purdue University before his lengthy career with The Indianapolis News; and

WHEREAS, Mr. Trogdon has always been an avid basketball fan, as well as a living diary of everyday life in small town Middle America writing about a time when tractors were replacing farm horses, when older boys went off to World War II, when personal schedules revolved around church activities, and during an era of complex simplicity; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the long and distinguished journalism career of Wendell Trogdon.

SECTION 2. The Council wishes the best of health and happiness to Wendell, to his wife Fabian, and to their daughters.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 448, 1992. This proposal, sponsored by Councillors Ruhmkorff and O'Dell, recognizes new U.S. citizen Renaud Tabard. Councillor Ruhmkorff read the resolution and presented a framed document to Mr. Tabard, who expressed appreciation for the recognition. Also present was his wife Sharon. Councillor Ruhmkorff moved, seconded

by Councillor O'Dell, for adoption. Proposal No. 448, 1992 was adopted by unanimous voice vote.

Proposal No. 448, 1992 was retitled SPECIAL RESOLUTION NO. 62, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1992

A SPECIAL RESOLUTION recognizing new U.S. citizen Renaud Tabard.

WHEREAS, on the morning of August 25, 1992, Renaud Tabard, by free choice became a citizen of the United States of America; and

WHEREAS, Tabard is a native of France, has lived in the United States since March 24, 1989, is gainfully employed, is an active member of the International Center of Indianapolis, has translated correspondence for two mayors, and has a lovely American wife, Sharon Tabard; and

WHEREAS, he holds advanced degrees in economics and law from the University of Paris, was active in the conservative French RPR political party, and has transferred his keen interest in good government with him to the U.S. where he has already delivered election supplies, attended political fund raisers, helped take "flash" vote tallies on election night for the Republican Party, and became a registered voter ten minutes after becoming an American citizen; and

WHEREAS, Tabard watches every City-County Council Meeting on Channel 16 television, and earned a perfect score on his naturalization test; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and welcomes Renaud Tabard as a new American citizen.

SECTION 2. Tabard serves as an inspiration to all of us for his enthusiastic interest and knowledge about current affairs and government.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 382, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 382, 1992 on August 27, 1992. The proposal, sponsored by Councillor West, reappoints Robert S. Daly, M.D. to the Air Pollution Control Board. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 382, 1992 was adopted by a unanimous voice vote.

Proposal No. 382, 1992 was retitled COUNCIL RESOLUTION NO. 62, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 1992

A COUNCIL RESOLUTION reappointing Robert S. Daly, M.D. to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

Robert S. Daly, M.D.

SECTION 2. The appointment made by this resolution is for a term ending June 4, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 383, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 383, 1992 on September 3, 1992. The proposal, sponsored by Councillor West, appoints David W. Hoppock to the Air Pollution Control Board. Councillor Coughenour introduced Mr. Hoppock and thanked him for accepting this board appointment. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal Nos. 383, 1992 was adopted by a unanimous voice vote.

Proposal No. 383, 1992 was retitled COUNCIL RESOLUTION NO. 63, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 63, 1992

A COUNCIL RESOLUTION appointing David W. Hoppock to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

David W. Hoppock

SECTION 2. The appointment made by this resolution is for a term ending June 3, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 443, 1992. This proposal, sponsored by Councillor Boyd, concerns acquisition efforts for the vacant downtown L. S. Ayres building. Councillor Boyd read the resolution and voiced his support of Mayor Goldsmith's efforts to acquire the property. He moved, seconded by Councillor Williams, for its adoption.

Councillor Borst stated his concern that this resolution might jeopardize negotiations presently in process.

Councillors West and Black voiced their support for Proposal No. 443, 1992.

Proposal No. 443, 1992 was adopted by a majority voice vote.

Proposal No. 443, 1992 was retitled COUNCIL RESOLUTION NO. 64, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 64, 1992

A COUNCIL RESOLUTION concerning acquisition efforts for the vacant downtown L.S. Ayres building.

WHEREAS, a major Indianapolis downtown structure which was for many decades a hub of retail activity now stands vacant and is obstructing the progress of downtown revitalization, commerce, jobs, small business opportunities and tax revenues for this city; and

WHEREAS, private property rights are fundamental to Americans and to the people of any free society;
and

September 8, 1992

WHEREAS, however, condemnation of property for the public good by eminent domain with just compensation is provided for in both the U.S. and Indiana Constitutions and is defined by state statute; and

WHEREAS, eminent domain proceedings should be--and by state law are required to be--a last resort action after all reasonable efforts to purchase the affected property at a fair market price as determined by impartial appraisals; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council encourages the Mayor in his exploration of alternative ways to acquire the vacant L.S. Ayres property as a part of the development of the Circle Centre Mall concepts in which the citizens of Indianapolis already have a substantial investment.

SECTION 2. Such an exploration of options should continue to include the possible use of eminent domain consistent with our country's time honored property rights values and the responsibilities of elected officials to provide for and protect the public welfare.

PROPOSAL NO. 444, 1992. This proposal regards Letter of Intent filed by MaxTel for issuance of a request for proposals for a cable television franchise. Councillor Rhodes reported that at the September 1, 1992 Administration and Finance Committee meeting this matter was reviewed and the Committee asked that this proposal be prepared for action at the September 8, 1992 Council meeting. Councillor Rhodes moved, seconded by Councillor Curry, for adoption. Proposal No. 444, 1992 was adopted by the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams*

0 NAYS:

3 NOT VOTING: *Brents, Jones, Smith*

Proposal No. 444, 1992 was retitled COUNCIL RESOLUTION NO. 65, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 65, 1992

A COUNCIL RESOLUTION regarding Letter of Intent filed by MaxTel for issuance of a request for proposals for a cable television franchise.

WHEREAS, the City received an application from MaxTel asking the City to issue a request for proposals for a cable television franchise; and

WHEREAS, the Cable Franchise Board in response to the MaxTel application recommended the issuance of a request for proposals for additional franchises; and

WHEREAS, the Indianapolis City-County Council has considered that application, the determination findings of the Cable Franchise Board, additional information submitted by MaxTel, existing holders of cable television franchises, certain apartment buildings served by MaxTel in accordance with the provisions of the Code of Indianapolis and Marion County (herein "City Code") and a cable television consulting firm, CTIC Associates, hired by the City, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council affirms the amended determination of the Cable Franchise Board that a request for proposals should be issued and authorizes its General Counsel to proceed to develop a request for proposals for additional franchises that may permit additional service to multiple dwelling units and unserved cable service market areas to be issued by the Cable Franchise Board.

SECTION 2. In developing a request for proposals, the following issues should be considered:

- a. How to define the franchise area so that cable operators share similar burdens for similar benefits. The Cable Franchise Board should be creative in defining the franchise area, and may if it desires, issue a request for proposals that allows applications for different franchise areas; and
- b. How to provide for competition, if possible, while assuring that service does not deteriorate, or that some areas of the community are left with inadequate or inferior service.
- c. Assuming that the existing franchises which will expire in a little more than three years will be renewed, those franchises will likely reflect the changing needs of the community, in light of changes in cable technology. The Cable Franchise Board should consider what requirements should be included in this request for proposals in light of the fact that existing franchise requirements may well change in the near future, including but not limited to the possibility of issuing a request for proposals for short-term franchises.

SECTION 3. The adopting of this resolution shall not be construed to make any determination of whether a franchise should or should not be issued to MaxTel or any other applicant.

Councillor Gilmer asked for consent to make an announcement. Consent was given. He informed the Council that there are hundreds of World War II submarine sailors in the City this week for their annual reunion and asked everyone to give them a warm welcome.

Councillor Beadling announced that the Indianapolis Fire Department graduated its own first HazMatTech (hazardous materials technician) class this week.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 421, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Comprehensive Zoning Maps of Marion County, Indiana"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 436, 1992. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a lease of 30,000 sq. feet of warehouse and workshop space for voting machines"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 437, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving a schedule of rates for Marion County Healthcare Center"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 438, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reappropriating \$411,343 in the County Grants Fund for the County Sheriff and repealing Fiscal Ordinance Nos. 3 and 18, 1992"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 439, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing the County Auditor to transfer its portion of 1991 State grant funds from the Guardian Ad Litem Fund to the County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 440, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing intersection controls at Winthrop Avenue and 29th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 445, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to establish fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Program"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 446, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert Stewart to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 447, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Stanley Strader to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 449, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Irene Heffley to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 450, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Andrew Shiel to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 434, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 434, 1992 on September 2, 1992. This proposal authorizes the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$6,805,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal No. 434, 1992 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, McClamroch, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith

0 NAYS:

8 NOT VOTING: Boyd, Hinkle, Jones, Moriarty, Rhodes, Ruhmkorff, West, Williams

Proposal No. 434, 1992 was retitled SPECIAL ORDINANCE NO. 11, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1992

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project), in the aggregate principal amount not to exceed Six Million Eight Hundred Five Thousand Dollars (\$6,805,000), and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5, as supplemented and amended (collectively, the "Act"), authorize and empower the City of Indianapolis, Indiana (the "Issuer") to issue bonds for the purposes of refunding bonds which were issued for the purpose of financing the acquisition and construction of economic development facilities, for diversification of economic development and promotion of job opportunities in or near such Issuer and vests such Issuer with powers that may be necessary to enable it to accomplish such purposes; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the Issuer intends to issue its Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project) (the "Project Bonds") in the maximum aggregate principal amount of \$6,805,000 pursuant to the Trust Indenture, dated as of September 1, 1992 (the "Indenture"), between the Issuer and Peoples Bank & Trust Company, Indianapolis, Indiana, as Trustee (the "Trustee"), and intends to lend the proceeds of the Project Bonds pursuant to the provisions of a Loan Agreement, dated as of September 1, 1992 (the "Loan Agreement"), between the Issuer and Morningside of College Park, an Indiana limited partnership (the "Borrower") to the Borrower (the "Loan") for the purpose of currently refunding the outstanding principal amount of the Issuer's Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project), issued on October 31, 1989 (the "Prior Bonds"), which were issued for the purpose of currently refunding certain bonds issued to finance the costs of acquiring, constructing, installing and equipping certain economic development project facilities described as a 128 unit elderly rental housing complex located at 8810 Colby Boulevard, Indianapolis, Indiana containing approximately 154,582 square feet and located on approximately 6 acres of land, along with the furniture and fixtures contained therein and site improvements on the land (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Project Bonds and further provides (a) for the Borrower's repayment obligation to be evidenced by the Borrower's promissory note (the "Project Note"), and (b) a Letter of Credit (as defined in the Indenture) to be issued under the Credit Agreement (as defined in the Loan Agreement) to further secure the Project Bonds;

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Project Note without recourse and assign certain of its rights under the Loan Agreement as security for the Project Bonds; and

WHEREAS, Bank One, Indianapolis, NA (the "Bank"), will issue a Letter of Credit (as defined in the Indenture) in favor of the Trustee, for the account of the Borrower, obligating the Bank to pay to the Trustee during the periods described therein, upon request and in accordance with the terms thereof, the amounts described therein for the purpose of making certain payments on or with respect to the Project Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, on September 2, 1992 has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Escrow Agreement, dated as of September 1, 1992 (the "Escrow Agreement"), among the Issuer, the Borrower, the Bank and Peoples Bank & Trust Company as Escrow Trustee; 4) Tax Regulatory Agreement dated as of September 1, 1992 (the "Tax Regulatory Agreement"), between the Borrower and the Trustee; 5) Land Use Restriction Agreement dated as of September 1, 1992 (the "Land Use Restriction Agreement"), among the Issuer, the Borrower and the Trustee; 6) Bond Placement Agreement (the "Bond Placement Agreement") among the Issuer, the Borrower and the Bank One, Columbus, N.A., as Placement Agent (the "Placement Agent"); and 7) Preliminary Offering Memorandum (the "Preliminary Offering Memorandum") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted on September 2, 1992, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the refunding financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Project Bonds, the loan of the net proceeds thereof to the Borrower for the purposes of refunding financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said Loan by the Borrower will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Offering Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters.

SECTION 4. The Issuer shall issue its Project Bonds in the maximum aggregate principal amount of Six Million Eight Hundred Five Thousand Dollars (\$6,805,000) for the purpose of procuring funds to loan to the Borrower in order to provide refunding financing or provide reimbursement for a portion of the cost of the Project which Project Bonds will be payable as to principal and interest solely from the payments made by the Borrower on its Project Note in the principal amount equal to the principal amount of the Project Bonds which will be executed and delivered by the Borrower to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Project Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Project Bonds to the purchasers thereof at a price not less than 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents which stated per annum rate of interest shall not exceed twelve percent (12%). In addition to the use of the Preliminary Offering Memorandum by the Placement Agent, the use of an Offering Memorandum in substantially the same form as the Preliminary Offering Memorandum approved herein, but containing the information permitted to be omitted from the nearly final Offering Memorandum by the SEC Rule, is approved for use and distribution in connection with the marketing of the Project Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Project Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Project Bonds to the Placement Agent, payment for which will be made in the manner set forth in the Financing Documents. The Project Bonds shall, as set forth in the Indenture, be dated the date of their authentication but in no event later than ninety (90) days from the date of adoption by this City-County Council of this Special Ordinance. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Project Bonds and after the issuance of said Project Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Project Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 435, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 435, 1992 on September 2, 1992. The proposal authorizes the issuance of City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992 in an aggregate principal amount not to exceed \$28,000,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that

it do pass. Councillor Giffin moved for its adoption. Councillor Gilmer seconded the motion and stated that, in his opinion, Robin Run Village is one of the best run retirement homes he knows. Proposal No. 435, 1992 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

NAYS:

2 NOT VOTING: Moriarty, Short

Proposal No. 435, 1992 was retitled SPECIAL ORDINANCE NO. 12, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 12, 1992

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992 (the "Series 1992 Bonds"), in the aggregate principal amount not to exceed Twenty-Eight Million Dollars (\$28,000,000), and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5, as supplemented and amended (collectively, the "Act"), authorize and empower the City of Indianapolis, Indiana (the "Issuer") to issue revenue bonds and to loan the proceeds of such bonds (a) to pay all or part of the cost of acquisition, construction, installation and equipping of economic development facilities authorized under the Act and (b) to refund outstanding revenue bonds issued under the Act which were issued for the purpose of financing the acquisition and construction of economic development facilities, for diversification of economic development and promotion of job opportunities in or near such Issuer and vests such Issuer with powers that may be necessary to enable it to accomplish such purposes; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, the Issuer has heretofore issued its Economic Development Revenue Bonds, Series 1990 (National Benevolent Association--Robin Run Village Project), outstanding in the principal amount of \$11,000,000 (the "Series 1990 Bonds"), the proceeds of which were loaned to The National Benevolent Association of the Christian Church (Disciples of Christ), a Missouri not for profit corporation (the "Borrower"), to (a) acquire certain real estate (the "Land") and (b) acquire, construct, install and equip thereon a retirement facility (the Land and said retirement facility financed with the Series 1990 Bonds being collectively referred to herein as the "Existing Facilities"); and

WHEREAS, the Borrower proposes that the Issuer make a loan (the "Loan") to the Borrower to (a) finance the acquisition, construction, repair, renovation, remodeling and improvement of the additional facilities described in the Loan Agreement between the Issuer and the Borrower (the "Loan Agreement") on the Land (the "Project") (the Project and the Existing Facilities being collectively referred to herein as the "Facilities") which Facilities generally will when completed consist of a facility containing approximately 158 apartments to be rented to persons over age 55, related dining, recreational and administrative facilities, an intergenerational day care facility and approximately 84 nursing care beds plus various site improvements and equipment located at 5354 West 62nd Street, Indianapolis, Indiana, (b) refund the Series 1990 Bonds, (c) fund a debt service reserve fund for the hereinafter referred to Series 1992 Bonds, (d) provide capitalized interest on the portion of the hereinafter referred to Series 1992 Bonds attributable to the construction of the Project, and (e) pay certain costs of issuance of the Series 1992 Bonds; and

WHEREAS, the Borrower has entered into an agreement with Greater Indianapolis Disciples Housing, Inc., an Indiana not for profit corporation ("GIDHI"), whereby GIDHI does and will use and operate the Existing Facilities and the Project for and on behalf of the Borrower; and

WHEREAS, the Issuer intends to issue its City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992, (the "Series 1992 Bonds") in the maximum aggregate principal amount of \$28,000,000 pursuant to an Indenture of Trust (the "Indenture"), between the Issuer and Merchants National Bank & Trust Company of Indianapolis, Indianapolis, Indiana, as Trustee (the "Trustee"), and intends to lend the proceeds of the Series 1992 Bonds pursuant to the provisions of the Loan Agreement (the "Loan Agreement"), between the Issuer and the Borrower to the Borrower for the purposes of the Loan heretofore set out; and

WHEREAS, the Loan Agreement provides for the repayment by the Borrower of the loan of the proceeds of the Series 1992 Bonds; and

WHEREAS, to induce the Issuer to issue the Series 1992 Bonds and to loan the proceeds thereof to the Borrower to provide financing for the Project and refunding the Series 1990 Bonds, the Borrower will issue its Master Indenture Note, Series A-1 (A) in a principal amount equal to the principal amount of the Series 1992 Bonds (the "Master Indenture Note") to be issued under the Master Trust Indenture dated as of February 1, 1990, as supplemented by supplemental indentures including without limitation the First Amended and Restated Series A-1 Supplemental Master Trust Indenture (collectively the "Master Indenture"), among the Borrower, Members of the Obligated Group (as defined in the Master Indenture), and Mark Twain Bank as Master Trustee, as security for, and to further provide for the payment of the principal of and premium, if any, and interest on the Series 1992 Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, on September 2, 1992 has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Escrow Trust Agreement (the "Escrow Trust Agreement") among the Issuer, the Borrower and Merchants National Bank & Trust Company of Indianapolis, as Escrow Agent (the "Escrow Agent"); 4) Series A-1 Supplemental Master Trust Indenture (the "Series A-1 Supplemental Master Trust Indenture") among the Borrower, certain other persons referred to in the Series A-1 Supplemental Master Trust Indenture as "members" and Mark Twain Bank as Trustee under the Master Indenture; 5) Bond Purchase Agreement (the "Bond Purchase Agreement") among the Issuer, Borrower and A.G. Edwards & Sons, Inc., as Underwriter (the "Underwriter"); and 6) Preliminary Official Statement ("the Preliminary Official Statement") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted on September 2, 1992, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Facilities, the issuance and sale of the Series 1992 Bonds, the loan of the net proceeds thereof to the Borrower for the purposes as set forth in Section 4 hereof, and the repayment of said Loan by the Borrower will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the Underwriter that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 4. The Issuer shall issue its Series 1992 Bonds in the maximum aggregate principal amount of Twenty-Eight Million Dollars (\$28,000,000) for the purpose of procuring funds to loan to the Borrower in order (a) to finance the acquisition, construction, repair, renovation, remodeling and improvement of the Project, (b) to refund the Series 1990 Bonds, (c) to fund a debt service reserve fund for the Series 1992 Bonds, (d) provide capitalized interest on the portion of the Series 1992 Bonds attributable to the construction of the Project, and

(e) to pay certain costs of issuance of the Series 1992 Bonds which Series 1992 Bonds will be payable as to principal and interest solely from the payments made by the Borrower under the Loan Agreement and on its Master Indenture Note in the principal amount equal to the principal amount of the Series 1992 Bonds which will be executed and delivered by the Borrower to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1992 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Series 1992 Bonds to the Underwriter thereof at a price not less than 98% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents which stated per annum rate of interest shall not exceed seven and one-half percent (7½%). The Underwriter shall be compensated by the payment of a fee to be determined by the Borrower, all or a portion of which may be included in costs of issuance of the Series 1992 Bonds. In addition to the use of the Preliminary Official Statement by the Underwriter, the use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein, but containing the information permitted to be omitted from the nearly final Official Statement by the SEC Rule and any additional and updated information as is appropriate, is approved for use and distribution in connection with the marketing of the Series 1992 Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Series 1992 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1992 Bonds to the Underwriter, payment for which will be made in the manner set forth in the Financing Documents. The Series 1992 Bonds shall be dated as set forth in the Indenture but in no event later than ninety (90) days from the date of adoption by this City-County Council of this Special Ordinance. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Series 1992 Bonds and after the issuance of said Series 1992 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1992 Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 451-458, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 3, 1992". Councillor Gilmer moved that Proposal No. 451, 1992 be scheduled for a public hearing:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 451, 1992 (Rezoning Petition No. 92-Z-49) be scheduled for a hearing before this Council at its next regular meeting on September 21, 1992 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ Gordon Gilmer

By Consent the motion was adopted. Proposal No. 451, 1992 is identified as follows:

92-Z-49 PIKE TOWNSHIP COUNCILMANIC DISTRICT #1.
8415 WEST 96TH STREET (approximate address), INDIANAPOLIS.
THOMAS A. DEAL requests the rezoning of 31.00 acres, being in the D-A District, to the D-1 classification to provide for residential development.

The Council did not schedule Proposal Nos. 452-458, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 452-458, 1992 were retitled REZONING ORDINANCE NOS. 92-98, 1992 and are identified as follows:

REZONING ORDINANCE NO. 92, 1992. 92-Z-58 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
4903 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.
DAVID and ROGER HARVEY request the rezoning of 7.178 acres, being in the C-5 District, to the C-S classification to provide for self-storage warehouses.

REZONING ORDINANCE NO. 93, 1992. 92-Z-69 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #5.
10201 EAST 63RD STREET (approximate address), INDIANAPOLIS.
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests the rezoning of 34.153 acres, being in the D-6II District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 94, 1992. 92-Z-74 PIKE TOWNSHIP,
COUNCILMANIC DISTRICT #1.
4935 NORTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
LIBERTY BAPTIST CHURCH OF INDIANAPOLIS, INDIANA, INC. requests the rezoning of 5.0 acres, being in the D-A District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 95, 1992. 92-Z-80 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.
1555 NORTH MISSOURI STREET (approximate address), INDIANAPOLIS.
METHODIST HOSPITAL OF INDIANA, INC. requests the rezoning of 4.35 acres, being in the I-3-U and SU-9 Districts, to the HD-1 classification to provide for a surface parking lot.

REZONING ORDINANCE NO. 96, 1992. 92-Z-83 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
1431 SOUTH HUNTER ROAD (approximate address), INDIANAPOLIS.
CLARENCE and MARDELLA ELMORE request the rezoning of 3.0 acres, being in the D-A District, to the D-1 classification to provide for residential development.

REZONING ORDINANCE NO. 97, 1992. 92-Z-84 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.
7902 MOORESVILLE ROAD (approximate address), INDIANAPOLIS.
DEAVERS AND ASSOCIATES, INC., by Joseph Scimia, requests the rezoning of 80.0 acres, being in the D-A District, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 98, 1992. 92-Z-89 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #1.
3407 WEST 71ST STREET (approximate address), INDIANAPOLIS.
L.D.G. INC. and STARK DEVELOPMENT CORPORATION, d/b/a CROOKED CREEK JOINT VENTURE, by Raymond Good, requests the rezoning of 4.331 acres, being in the D-A District, to the D-3 classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 360, 1992. This proposal appropriates \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment. Councillor Borst asked for consent to postpone Proposal No. 360, 1992 until September 21, 1992. Consent was given.

PROPOSAL NO. 398, 1992. This proposal appropriates \$21,750 for the Department of Parks and Recreation, Administration Division, to cover the costs of a Midnight Basketball Program. Councillor O'Dell asked for consent to postpone Proposal No. 398, 1992 until September 21, 1992. Consent was given.

PROPOSAL NO. 400, 1992. This proposal appropriates \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a

state grant. Councillor Dowden asked for consent to postpone Proposal No. 400, 1992 until October 12, 1992. Consent was given.

MAYOR STEPHEN GOLDSMITH

President SerVaas asked for consent to permit Stephen Goldsmith, Mayor, City of Indianapolis, to present an update on his Capital Improvement Plan at this time. Consent was given.

Mayor Goldsmith had the following remarks:

Woodrow Wilson once said, "No man that does not see visions will ever realize any high hope or undertake any high enterprise."

Tonight I want to talk with you about our shared vision of Indianapolis' future, and I want to invite you and all residents of Indianapolis to undertake with me a high enterprise to make that vision a reality.

One hundred years ago, visionary Hoosiers made investments that laid the foundation for Indianapolis to grow and become one of the premier cities in America. Taxpayers funded, and workers constructed, sewers, bridges, streets, parks, and public buildings.

Today, thanks to their foresight, Indianapolis is a thriving, successful city and the residence or work place of more than a million Hoosiers. Unfortunately, one of the costs of our success is a crushing demand on the physical structures that support our high quality of life.

Although additional improvements have been made over the years, too many areas of our city are deteriorating, and too many of our precious resources have been devoted to new construction at the expense of our existing infrastructure.

It is time for a new vision: one that invests in the future, and that recognizes that the needs of our children and the competitive survival of our city demand that we consume less of our budget operating for today and more preparing for tomorrow.

Along with its primary role of providing basic services such as roads, sewers, and public safety, city government should also serve as a forceful advocate for job creation and economic development. Collapsing sewers, deteriorating parks, and decaying curbs all erode our quality of life. The longer we go without addressing these accumulating needs, the more costly the corrections and the more expensive the neglect.

So, tonight I am asking for your help in the most ambitious plan in history to rejuvenate the city of Indianapolis and rebuild our city's infrastructure -- it's a plan I call "Building Better Neighborhoods." Over the next three years, we will restore pride in our neighborhoods by rebuilding deteriorating curbs and sidewalks. We will stimulate economic development and make our city a safer place to live by repairing our worn-down streets and bridges. We will make our city a healthier place to live by repairing our sewer system. And we will make our city a more attractive place to live by revitalizing our parks.

And we will do all of this without raising taxes.

THE NEED FOR A CAPITAL IMPROVEMENT PLAN

In the spring of 1991, the Indianapolis Chamber of Commerce finished work on an in-depth study of the city's pressing infrastructure needs. The report, entitled Getting Indianapolis Fit for Tomorrow (GIFT), noted that "Indianapolis...is faced with some real infrastructure problems, but fortunately, we are not yet in a crisis situation. The solution lies in taking a proactive stand and dealing with these challenges now before they become crises." The GIFT report identified \$1.1 billion in infrastructure needs over the next decade.

If the GIFT report were not enough to call attention to the shaky status of Indianapolis' infrastructure, this morning's events provided some dramatic evidence. Indianapolis residents who work downtown were greeted at 6:00 am with a rather large hole at the intersection of Capitol Street and Fall Creek Parkway, the result of a collapsed city sewer. It was the third such sewer collapse in the last two weeks.

One of the collapsed sewers -- this is not a typographical error -- was built in 1890. That's how old some of the infrastructure that lays below the streets of our city really is. Age takes its toll on all things, and roads and sewers are no exceptions. For further proof, look at urban infrastructure in older east coast cities such as New York, Boston, or Philadelphia. The urban cores of these cities have deteriorated so far that they in fact constitute crises. Our infrastructure is surely in better shape today than any of these cities, but they provide a glimpse of our future if we do not act decisively now.

On February 26, I began the capital improvement planning process by asking city department heads to evaluate potential capital improvement projects based on several criteria:

- Safety
- Maintenance
- Economic Development
- Dollar per Citizen Affected
- Level of Community Support and Financial Assistance

Building Better Neighborhoods is the result of that process.

WHAT BUILDING BETTER NEIGHBORHOODS IS:

Building Better Neighborhoods represents a significant departure in many respects from the city's past practices of capital improvements.

First, Building Better Neighborhoods is a strong commitment to our existing neighborhoods. It focuses our limited resources on the vital -- though perhaps less glamorous -- task of rebuilding neglected and deteriorating areas of our city -- not on new construction.

Second, Building Better Neighborhoods is a new way of doing business managing our infrastructure. It treats our roads, bridges, sewers and parks as assets, and plans for their sensible management.

Third, Building Better Neighborhoods is fully funded, which means that every project can be completed in three years. No projects will be started for which funding has not been identified. This will save money and allow for a better allocation of city resources and expertise.

Fourth, Building Better Neighborhoods is an inclusive, broad-based process that works with neighborhoods and the community as a whole to make decisions about how government can best meet their needs. Constant input was sought from neighborhood groups, the business community, and the City-County Council during the CIP process. The Department of Metropolitan Development held a series of 10 public meetings to solicit public input. Surveys were taken of what types of improvements citizens wanted to see for their neighborhoods.

The result is that Building Better Neighborhoods represents a carefully conceived plan of action to attain a shared vision for our future. It is not, as happened too often in the past, an ad hoc series of unrelated improvements. Before any project was included in the plan, several questions had to be answered. Did the project further the overall strategic plan? Did it improve public safety? Did the project enhance economic development opportunities? How much community support existed for the project? How many citizens benefitted from each dollar spent on the project?

WHAT BUILDING BETTER NEIGHBORHOODS DOES:

Building Better Neighborhoods will devote \$519 million over the next three years for 477 separate improvements. Two general types of projects will be funded: neighborhood projects which improve the quality of life and property values of Indianapolis communities, and city-wide projects that benefit citizens throughout Indianapolis. Spending will be broken down in the following way:

Building Better Neighborhoods Spending (thousands of dollars)

<u>City Agency</u>	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>Total Spending</u>
DMD	33,029	26,050	4,207	63,286
DOT	57,993	69,510	61,050	188,553
DPR	16,750	18,750	16,750	52,250
DPW	55,475	84,745	61,000	201,220
DPS	<u>8,000</u>	<u>6,000</u>	<u>630</u>	<u>14,630</u>
Total	171,247	205,055	143,637	519,939

Building Better Neighborhoods will allow the City of Indianapolis to:

- Repair or replace 60 bridges
- Repair and rehabilitate 64 miles of sidewalks and curbs
- Improve more than 115 traffic signals
- Build 8 satellite police stations
- Build or renovate 10 fire stations
- Fund 28 Advanced Wastewater Treatment projects
- Fund 34 flood and drainage projects
- Fund 29 Barrett Law projects
- Undertake 99 improvement projects in 50 city parks: fixing or replacing playground equipment, picnic areas, parking lots, tennis, recreation centers, swimming pools, softball diamonds, golf courses, trails, and much more
- Undertake \$17 million in public housing improvement projects
- Fund \$12 million in neighborhood and housing improvement projects

Every resident of Indianapolis will benefit from these improvements. Progress will be quick, and it will be visible.

Particular attention will be paid to those neighborhoods in Indianapolis that have been left behind by the city's growth -- older neighborhoods where the deterioration of curbs, sidewalks, parks, and sewers has been particularly acute. Building Better Neighborhoods contains a special focus on rejuvenating these neighborhoods with concentrated investments before their decline becomes irreversible. Helping these neighborhoods rebuild will help revive community pride in a way that paving a single road or repairing a single sewer cannot.

HOW BUILDING BETTER NEIGHBORHOODS IS FUNDED:

Building Better Neighborhoods is not a wish list of projects. A variety of funding sources was used to guarantee that every one of the plan's 477 projects would be fully funded and able to be completed in three years.

\$180 million over the next three years comes from the city's regular expenditures on capital improvements, refocused to be part of the strategic plan. Regular funds come from state and local sources such as general funds, wheel taxes, city and county cumulative taxes, tax increment financing (TIF), and redevelopment funds. Federal sources include FHA, HUD, UMTA, and the Army Corps of Engineers.

\$150 million over the next three years comes from the issuing of general obligation bonds. Three-quarters of the City of Indianapolis' present general obligation-backed debt comes due in the next ten years. \$150 million is a very conservative estimate of the amount the city can raise by issuing general obligation bonds with maturities of 20 years using existing revenue sources.

\$137 million comes from revenue bonds financed against cash flows from various department revenue sources. The Department of Transportation will use the wheel tax, and the Department of Parks and Recreation will use golf revenues. The Department of Public Works is formulating a revenue plan.

\$52 million for the CIP comes from other sources such as tax increment financing, private investors, and Barrett Law.

Building Better Neighborhood Funding (thousands of dollars)

<u>Revenue Source</u>	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>Total</u>
Regular	60,797	66,050	53,807	180,654
GO Bonds	72,025	54,345	23,630	150,000
Revenue Bonds	15,000	67,000	55,000	137,000
Other	<u>23,425</u>	<u>17,660</u>	<u>11,200</u>	<u>52,285</u>
Total	171,247	205,055	143,637	519,930

THE HIGH ENTERPRISE:

In the coming months, we will be informing people about the capital improvement plan and seeking their signatures of support for the critical bond issues that will make Building Better Neighborhoods possible. You will see volunteers on the streets, in the malls, at the Colts games -- everywhere that the people of Indianapolis gather to work, play, and live. We need your help to recruit these volunteers.

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The improvements made possible by Building Better Neighborhoods will benefit all residents in all neighborhoods of Indianapolis. They will pave the way for a city that is healthier, more attractive, and better able to attract top-quality jobs and investment.

The President asked for the Councillors' questions or comments at this time.

Councillor Howard stated that the City needs to develop a job training program, with the assistance of the city's labor unions, to accompany the capital improvement plan.

Councillor Borst applauded the Mayor's Capital Improvement Plan and said it will be great for the City.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 403, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 403, 1992 on August 27, 1992. The proposal appropriates \$17,900 for the Department of Public Works, Air Pollution Control Division, to cover the replacement costs of one ozone monitor and one carbon monoxide monitor funded by a state grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:46 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 403, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Short, Smith, West, Williams*

2 NAYS: *Schneider, Shambaugh*

5 NOT VOTING: *Black, Dowden, Giffin, Hinkle, Rhodes*

Proposal No. 403, 1992 was retitled FISCAL ORDINANCE NO. 56, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seventeen Thousand Nine Hundred Dollars (\$17,900) in the Consolidated County Fund for purposes of the Department of Public Works, Air Pollution Control Division and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Air Pollution Control Division to utilize a federal grant from the (IDEM) Indiana Department of Environmental Management to replace one ozone monitor and one carbon monoxide monitor.

SECTION 2. The sum of Seventeen Thousand Nine Hundred Dollars (\$17,900) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS
AIR POLLUTION CONTROL DIVISION

CONSOLIDATED COUNTY FUND

4. Capital Outlay
TOTAL INCREASE

\$17,900
\$17,900

SECTION 4. The said additional appropriations are funded by the following reductions:

CONSOLIDATED COUNTY FUND

Unappropriated and Unencumbered
Consolidated County Fund
TOTAL REDUCTION

\$17,900
\$17,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 358, 1992. Councillor Curry stated that Councillor Rhodes asked him to give the Committee report since he voted with the minority on this proposal. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 358, 1992 on September 1, 1992. The proposal, sponsored by Councillor Dowden, authorizes the lease of space for the Sheriff's Department located at 3229 North Shadeland. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Dowden, for adoption.

Councillor West said that the proposal states that the property is owned by Melvin Simon personally, and apparently that property is owned by Shadeland Avenue Developers, one of his corporations. Major Randy Hamilton, Section Commander, said that the registered property owner is Shadeland Avenue Developers, which is owned by Melvin Simon.

Councillor Black said that he voted against this in Committee because he believes in ten years the City could own the building for what it will cost to lease it.

Proposal No. 358, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith*

6 NAYS: *Black, Borst, Boyd, Moriarty, West, Williams*

2 NOT VOTING: *Giffin, Rhodes*

Proposal No. 358, 1992 was retitled SPECIAL RESOLUTION NO. 63, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 63, 1992

A SPECIAL RESOLUTION determining that the lease of space is needed for a training academy, print shop and other departmental related offices for the Marion County Sheriff's Department located at 3229 North Shadeland, Indianapolis, Indiana 46220.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Marion County Sheriff's Department desires Marion County to lease space for a training academy, print shop and other departmental related offices located at 3229 North Shadeland, Indianapolis, Indiana 46220.

SECTION 2. The property is owned by Melvin Simon.

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SECTION 3. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the need for space and hereby determines that the lease of space for the use of the Marion County Sheriff's Department is necessary.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 391, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 391, 1992 on September 1, 1992. The proposal amends the Code by authorizing the Auditor to contract for assistance in collecting money owed to the County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Curry, for adoption. Proposal No. 391, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Beadling, Giffin, Jones, O'Dell*

Proposal No. 391, 1992 was retitled GENERAL ORDINANCE NO. 65, 1992 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 65, 1992

A GENERAL ORDINANCE supplementing the general provisions in Chapter 2 of the Code authorizing the Marion County Auditor to contract for assistance in collecting money owed to the County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The "Code of the Indianapolis and Marion County" be, and is hereby amended to add NEW Section 2-255 to Chapter 2 as follows:

Sec. 2-255. Collection of money owed the County.

The Marion County Auditor may contract for assistance in the collection of money owed to the County, its offices, departments, special districts or other agencies and to add the costs of collection, if the amount owed exceeds twenty-five dollars (\$25.00) and became delinquent after July, 1986, to the amount owed and collected.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this and the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President announced that Phillip M. Summers, President, Vincennes University, has invited all Council members for a campus tour. Councillors should make arrangements with Ms. Rippey.

Councillor Black said that last year \$185,000 was spent on police lawsuits. He asked for a breakdown of how this money was distributed.

Mr. Elrod read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 92-Z-49, Council Proposal No. 451, 1992, at its next regular meeting on Monday, September 21, 1992, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 31.00 acres at 8415 West 96th Street from D-A to D-1 to provide for residential development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:00 p.m.


We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of September, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, SEPTEMBER 21, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, September 21, 1992, with Councillor SerVaas presiding.

Councillor Giffin asked for a moment of silence in memory of his uncle who had died that day. He led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gilmer introduced two former Councillors, Holley Holmes, District 8, and Dwight Cottingham, District 18; and he introduced Norman Stewart, Pike Township Trustee.

Councillor Ruhmkorff introduced Bill Romeril, Deputy Sheriff, and Joan Romeril, County Recorder, who have registered over 800 voters in Warren Township.

Councillor Howard acknowledged the presence of a group of employees from the Department of Parks and Recreation.

Councillor Franklin introduced Jay Lind, candidate for State Representative from District No. 95.

OFFICIAL COMMUNICATIONS

Barry Baer, Director, Department of Public Works, introduced David Birks, HDR Engineering Inc., and Beth Bugbee, Eco Partners, who presented a 20-year solid waste management plan for the City of Indianapolis.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 21, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

September 8, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 10, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 438, 1992, to be held on Monday, September 21, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

September 9, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Friday, September 11, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 451, 1992, to be held on Monday, September 21, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

September 21, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 56, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Seventeen Thousand Nine Hundred Dollars (\$17,900) in the Consolidated County Fund for purposes of the Department of Public Works, Air Pollution Control Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

GENERAL ORDINANCE NO. 65, 1992, amending the Code by authorizing the Auditor to contract for assistance in collecting money owed to the County.

SPECIAL RESOLUTION NO. 60, 1992, commending Matt Goodin.

SPECIAL RESOLUTION NO. 61, 1992, concerning Wendell Trogon.

SPECIAL RESOLUTION NO. 62, 1992, recognizing new U.S. citizen Renaud Tabard.

SPECIAL RESOLUTION NO. 63, 1992, lease of space for the Sheriff's Department located at 3229 North Shadeland.

SPECIAL ORDINANCE NO. 11, 1992, authorizing the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$6,805,000.

SPECIAL ORDINANCE NO. 12, 1992, authorizing the issuance of City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992 in an aggregate principal amount not to exceed \$28,000,000.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Dowden moved to suspend the rules and hear Proposal No. 464, 1992 immediately after Proposal No. 401, 1992. Councillor Gilmer seconded the motion, and it passed by unanimous voice vote. The proposed agenda, as amended, was adopted by unanimous voice vote.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of September 8, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

The President passed the gavel to Councillor West.

PROPOSAL NO. 483, 1992. This proposal, sponsored by Councillors Short, Jimison, SerVaas and Curry, remembers Judge Antoninette "Toni" Cordingley. Councillor Short read the resolution and presented a framed document to Desiree Cordingley, her daughter, who expressed appreciation for the resolution. Also present were Exton Cordingley, her son, and friends Marianne and Tom Sarfaty, and Councillor Short's son Tom. Councillor Short

moved, seconded by Councillor Jimison, for adoption. Proposal No. 483, 1992 was adopted by unanimous voice vote.

The President voiced his praise and admiration for Toni Cordingley and extended his condolences to the family.

Councillor West passed the gavel back to the President.

Proposal No. 483, 1992 was retitled SPECIAL RESOLUTION NO. 64, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 1992

A SPECIAL RESOLUTION remembering Judge Antoinette "Toni" Cordingley.

WHEREAS, Judge Antionette "Toni" Cordingley's earthly life ended on August 24, 1992; and

WHEREAS, she was born in Italy and immigrated with her parents to America when she was ten years old; and

WHEREAS, the future judge learned the English language, and her inner-drive propelled her through college and law school; and

WHEREAS, she moved to Indianapolis, and beginning in 1973 became active in Republican politics, was appointed to the Municipal Court bench in 1979 by Governor Otis Bowen and reappointed to Municipal Court Room 10 by Governor Evan Bayh; and

WHEREAS, Judge Cordingley was a personal success story, a distinguished judge who adjudicated many misdemeanor cases every day, a lady who gave generously of herself to political, legal and civic organizations, and one who served as a role model and inspiration to all those who knew her; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council expresses its sorrow at the loss of Judge Antionette "Toni" Cordingley.

SECTION 2. The Council extends its sympathy to her daughter and son, and to the many coworkers and friends whose lives she touched.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 484, 1992. This proposal, sponsored by Councillor Rhodes, supports the allocation of at least 25% of lottery revenues to local government. Councillor Rhodes read the proposal and moved, seconded by Councillor Beadling, for its adoption.

Councillor Howard said he supports the proposal but would like to see some of the lottery revenue going to the healthy baby campaign.

Councillor Beadling asked if the townships would receive any of the lottery funds. Councillor Rhodes replied that this proposal addresses cities, towns and counties.

Councillor Williams stated that she did not want to put the State into a position where it has to raise taxes; therefore, she moved that the following underlined language be included: ". . . support the allocation of at least 25% of lottery revenues to local governments as long as it does not force the State into a position of having to raise State taxes. This motion was

seconded by Councillor Howard. The President asked for a voice vote. He ruled that the "nays" were the majority and Councillor's Williams motion failed.

Councillor Black questioned why this proposal was not referred to a committee. The President answered that most resolutions presented before Council do not go to committee.

Councillor Boyd stated that anytime that the Council spends more than five minutes discussing a proposal on the floor that it is a clear indication to him that the proposal should have gone to committee; therefore, he moved to refer Proposal No. 484, 1992 to the Administration and Finance Committee. This motion was seconded by Councillor Howard. Councillor Boyd's motion failed by the following roll call vote; viz:

11 YEAS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

18 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

Councillor O'Dell stated that, in his opinion, there is no difference between this resolution sponsored by Councillor Rhodes and a resolution that was brought before this Council a few weeks ago by Councillor Boyd, which was also heard by the Committee of the Whole.

Proposal No. 484, 1992 was adopted by a majority voice vote.

Proposal No. 484, 1992 was retitled COUNCIL RESOLUTION NO. 66, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 66, 1992

A COUNCIL RESOLUTION supporting the allocation of at least 25% of lottery revenues to local government.

WHEREAS, there is a growing need by local units of government to replace and strengthen their basic infrastructure; and

WHEREAS, local elected officials are in the best position to determine the needs of their communities; and

WHEREAS, local units of government can make the best use of resources in meeting local needs; and

WHEREAS, much of the initial support for the creation of the Hoosier Lottery was based upon the belief that lottery funds would be used to help meet the infrastructure needs of Indiana cities, towns and counties; and

WHEREAS, lottery funds have instead been used to replace operating expenses in state and local budgets, forcing a reliance on an unstable source of revenue; and

WHEREAS, the lack of availability of lottery revenues to local units of government has caused further delays in meeting local capital needs, causing further deterioration and higher long-term costs; and

WHEREAS, many Hoosier citizens have become confused and disenchanted with the way lottery funds have been used, resulting in lower ticket sales; and

WHEREAS, a certain and significant local return of lottery revenues would likely lead to higher ticket sales; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council calls upon the Indiana General Assembly to enact, and the Governor to support, legislation to guarantee that a minimum of 25% of lottery revenues, after administration and prizes, be directly distributed to cities, towns and counties to be used for capital needs, using an impartial and equitable formula to ensure that all communities share in the benefits of the Hoosier Lottery.

SPECIAL ORDERS - PUBLIC HEARING

The President asked for consent to hear Proposal No. 451, 1992 at this time. Consent was given.

PROPOSAL NO. 451, 1992. The proposal is a rezoning ordinance for certain property in Pike Township, Councilmanic District 1, located at 96th Street and Cooper Road. The proposal requests the rezoning of 31 acres, being in the D-A district, to the D-1 classification to provide for residential development. Proposal No. 451, 1992 was certified by the Metropolitan Development Commission on September 3, 1992. On September 8, 1992 Councillor Gilmer moved to schedule Proposal No. 451, 1992 for a public hearing on September 21, 1992. This motion passed by a unanimous voice vote.

The President stated that Robert Elrod, General Counsel, advised him that a preliminary conference was held with the petitioners and remonstrators on September 16, 1992. The remonstrators desire lower density and commitments restricting future zoning on adjacent property owned by the petitioner. The petitioner contends that D-1 zoning is proper and that commitments cannot be made to property not subject to the petition. Neither side suggested any basis for compromise; therefore, our hearing officer decided that a hearing would be necessary. The petitioner would not consent to postponing this to the next Council meeting.

The President asked Councillor Gilmer to make the opening remarks. Councillor Gilmer said he would wait until after the petitioner made his presentation.

Stephen Mears, attorney for the petitioner, Thomas A. Deal, stated the petition is for the rezoning of 27 acres from D-A to a D-1 classification to provide for single-family residential development. The Metropolitan Development Commission has approved this rezoning and it is totally in line with the Pike Township Comprehensive Plan. No more than 25 residential lots will be developed in this area. He said that one of the concerns of the remonstrators is the status of the land owned by the petitioner to the south of this property. That property is not part of this petition, and the petitioner cannot legally make commitments on any property that is not a part of this case; however, the petitioner said he would go on record that any future development would be developed entirely in line with the Comprehensive Plan. He asked for the Councillors to vote to uphold the Metropolitan Development Commission's decision.

Phyllis Cooper, adjoining property owner, voiced her support for the rezoning.

Councillor Gilmer stated that the remonstrators are concerned that allowing a D-1 zoning on this property would set a precedent for higher density on adjacent land owned by the petitioner.

The following remonstrators spoke and urged the Councillors to reject the rezoning: Norman Stuart, Scott Hokanson, Kenneth Craig, Chandler Sammons, Charles Jordon and Fred Roetter.

The President asked if there was anyone from the general public, not a member of either of the petitioner group or remonstrator group, to testify. There was no one present to testify.

Councillor Borst said that the staff report indicates that there is a density of .61 units per acre for 19 lots. Mr. Mears states it is .92 density, but does not say how many lots. Mr. Mears said that there was an addendum to the original petition. It is was amended to a density of .92 units per acre and 25 lots will be developed on 27 acres.

Councillor West asked why the hearing examiner ruled against this and recommended denial of the petition.

Maury Plambeck, Senior Planner, Department of Metropolitan Development (DMD), said that the hearing examiner did recommend denial because at that hearing the petitioner would not commit to the number of lots. After the hearing examiner heard the petition, Mr. Deal amended the petition and submitted a new plan for the hearing before the Metropolitan Development Commission.

Councillor Hinkle asked if the staff makes recommendations before the hearing officer. Mr. Plambeck replied that the staff did make a recommendation for approval of the rezoning before both the hearing examiner and the Commission.

Councillor Rhodes asked at what point in this process did DMD staff meet with the neighborhoods and listen to their concerns. Mr. Plambeck replied that staff met with the neighborhood organization between the meeting with the hearing examiner and the Commission hearing. Councillor Rhodes asked if DMD's staff met with the neighborhood organization after it had made its recommendation. Mr. Plambeck replied in the affirmative.

Councillor McClamroch asked the location and the amount of additional property that the petitioner owns. Mr. Deal said that he owns 72 acres south of the property that he is requesting to be rezoned. Councillor McClamroch asked him why he was only petitioning to rezone 27 acres. Mr. Deal replied that he wants to see how successful this first development would be. Councillor McClamroch stated that it is unusual that a developer only wants to rezone part of his property and he understands the neighbors' concern that as this development moves south, it may not stay a D-1 development. He asked Mr. Deal if he would be willing tonight to commit to a D-1 for the entire parcel. Mr. Deal replied that he is not prepared to do that tonight.

Councillor Gilmer urged the Councillors to deny the petitioner's request of D-1 zoning for this property.

The President reminded the Councillors that to sustain the lower body will take 12 green votes; to reject the lower body will take 18 red votes. The Metropolitan Development Commission's decision was rejected and Proposal No. 451, 1992 was defeated by the following roll call vote; viz:

10 YEAS: Boyd, Dowden, Golc, Hinkle, Howard, McClamroch, Moriarty, O'Dell, Schneider, Williams

19 NAYS: Beadling, Black, Borst, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Jimison, Jones, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 459, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code and

the Revised Code concerning violations of certain ordinances which can be paid through the ordinance violations bureau"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 460, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Curtis G. Myers to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 461, 1992. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$53,474 for the Superior Court, Juvenile Division/Detention Center, to technically amend its budget by transferring \$51,000 between characters and adding a \$2,474 appropriation from the state"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 462, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$21,300 for the Superior Court, Criminal Division, Probation Department, to purchase supplies and a printer and pay miscellaneous expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 463, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$97,212 for Community Corrections to initiate an Intensive Probation Services Program for juveniles funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

[Clerk's Note: Proposal No. 464, 1992 has been moved to Special Orders - Final Adoption.]

PROPOSAL NO. 465, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 466, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Glen of Eagle Creek subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 467, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the subdivision Garden of Eagle Creek (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 468, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Light House at Geist subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 469, 1992. Introduced by Councillors Dowden and Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing traffic signals at Fall Creek Road and Hague Road (Districts 4 and 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 470, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at 72nd Street and Rural Street, 72nd Street and Tacoma Avenue, and 72nd Street and Temple Avenue (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 471, 1992. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Graham Road and 40th Street (District 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 472, 1992. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Melbourne Road and 58th Street (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 473, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Franklin Road and Southeastern Avenue (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 474, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing an intersection control at Kelly Street and Shelby Street (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 475, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic on St. Clair Street from Centennial Street to Concord Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 476, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking meters for the west side of Delaware Street from Ohio Street to the INB Tower entrance (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 477, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting parking restrictions on State Avenue from Washington Street to New York Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 478, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting intersection controls at Delaware and 32nd Street and authorizing parking restrictions on a segment of 32nd Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 479, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 40 mph speed limit on Mills Road from Mann Road to High School Road (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 480, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on Market Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 481, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on Commerce Avenue from Massachusetts Avenue to 12th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 482, 1992. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight restrictions on 40th Street from Arlington Avenue to Emerson Avenue (District 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 485, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE determining not to allow the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to fund welfare services for the remainder of 1992"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 486, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE determining to allow the Welfare Director of Marion County to borrow \$10,400,000 from another county fund to fund welfare services for the remainder of 1992, to order transfer of those funds to the welfare fund and appropriate the money for payment of costs incurred in providing welfare services for the remainder of 1992"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 487, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE granting the request of the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to pay the cost of providing welfare services for the remainder of 1992, and authorizing and ordering the Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 488, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissions, to borrow \$10,400,000 from a financial institution on behalf of the County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing"; and the President referred it to the Community Affairs Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 489, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on September 18, 1992". The Council did not schedule Proposal No. 489, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 489, 1992 was retitled REZONING ORDINANCE NO. 99, 1992 and is identified as follows:

REZONING ORDINANCE NO. 99, 1992. 92-Z-61 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
11002-50 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
ST JOHN UNITED CHURCH OF CHRIST requests the rezoning of 9.04 acres, being in the D-5 District, to the SU-1 classification to provide for continued use of a church and church-related activity.

PROPOSAL NOS. 490-498, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 18, 1992". The Council did not schedule Proposal Nos. 490-498, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 490-498, 1992 were retitled REZONING ORDINANCE NOS. 100-108, 1992 and are identified as follows:

REZONING ORDINANCE NO. 100, 1992. 92-Z-85 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #10.
5325 EAST 30TH STREET (approximate address), INDIANAPOLIS.
AMBASSADOR BUILDING CORPORATION, by Don Hodges, requests the rezoning of 6.495 acres, being in the D-A District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 101, 1992. 92-Z-87/(DP-6) LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
11611 EAST 75TH STREET (approximate address), INDIANAPOLIS.
DAWSON DEVELOPMENT CORPORATION requests the rezoning of 146 acres, being in the D-2 and D-3 Districts, to the DP classification to provide for residential development with a nine hole golf course.

REZONING ORDINANCE NO. 102, 1992. 92-Z-91 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.
8415 TROTTER ROAD (approximate address), INDIANAPOLIS.
EARL W. BROWN and UVIA M. BROWN, request the rezoning of 2.0 acres, being in the D-A District, to the D-3 classification to provide for the construction of two single-family residences.

REZONING ORDINANCE NO. 103, 1992. 92-Z-92 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #19.
7251 WEST MORRIS STREET (approximate address), INDIANAPOLIS.
GARY D. and KATHLEEN L. DOWNEY, by Mary E. Solada, request the rezoning of 1.455 acres, being in the C-3 District, to the I-3-S classification to provide for industrial development.

REZONING ORDINANCE NO. 104, 1992. 92-Z-93 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
603 NORTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.
NATIONAL PROPERTY DEVELOPMENT, INC. requests the rezoning of 2.1 acres, being in the I-2-U District, to the C-3 classification to provide for retail development.

REZONING ORDINANCE NO. 105, 1992. 92-Z-94 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
753 NORTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.
NATIONAL PROPERTY DEVELOPMENT, INC. requests the rezoning of 1.1 acres, being in the I-2-U District, to the C-3 classification to provide for retail development.

REZONING ORDINANCE NO. 106, 1992. 92-Z-95 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.
6508-6510 SOUTH FIVE POINTS ROAD (approximate address), INDIANAPOLIS.
RAYMOND W. HEGINBOTHAM, by Michael D. Keele, requests the rezoning of 22.9 acres, being in the D-2 District, to the D-A classification to provide for agricultural uses.

REZONING ORDINANCE NO. 107, 1992. 92-Z-96 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #10.
2641 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
KEYS HOLDING COMPANY, INC. requests the rezoning of 2.114 acres, being in the D-4 District, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 108, 1992. 92-Z-97 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
695 NORTH LYNHURST DRIVE (approximate address), INDIANAPOLIS.
NATIONAL PROPERTY DEVELOPMENT, INC. requests the rezoning of 7.39 acres, being in the I-2-U District, to the SU-3 classification to provide for a golf driving range and pro shop.

SPECIAL ORDERS - PUBLIC HEARING

A. COMMITTEE OF THE WHOLE

PROPOSAL NO. 384, 1992 - Police

PROPOSAL NO. 385, 1992 - Fire

PROPOSAL NO. 386, 1992 - Solid Waste Collection

PROPOSAL NO. 387, 1992 - Welfare

PROPOSAL NO. 388, 1992 - City-County Budget and Tax Levies

PROPOSAL NO. 393, 1992 - Airport Authority

PROPOSAL NO. 394, 1992 - Capital Improvement Board

PROPOSAL NO. 395, 1992 - Health and Hospital Corporation

PROPOSAL NO. 396, 1992 - Indianapolis-Marion County Public Library Board

PROPOSAL NO. 397, 1992 - Indianapolis Public Transportation Board

PROPOSAL NO. 399, 1992 - MECA

The President called for public testimony at 9:02 p.m. on Proposal Nos. 384, 385, 386, 387, 388, 393, 394, 395, 396, 397 and 399, 1992.

Oliver Webb, representative of ASCME Council 62, said that the City workers are worried about lay offs, wages, job security, and if the Council is going to approve any salary increases.

Robert Maybaum, representative of Amalgamated Transit Union Local 1070, said that the Indianapolis Public Transportation Corporation employees question why the Board of Directors returned \$67,500 back to the City. E. Mitchell Roob, Director, Department of Transportation, stated that there are two rates in METRO, an operating rate and a capital rate, and this \$67,500 is capital dollars, not operating dollars.

Glenda Spencer stated that because of intimidation there are very few golf employees in attendance. Under the current administration the threat of her husband losing not only his

present job but any possible chance of being rehired is a real possibility. She said he cannot speak out, but he wanted to be present to show his disapproval to the way the golf employees are being treated. (Clerk's Note: Damon Spencer, Glenda's husband, was present with his mouth taped.)

Councillor West asked Ms. Spencer to clarify what type of intimidation is taking place. Ms. Spencer replied that her husband was told not to be present at this Council meeting nor talk to any reporters.

Councillor Black asked Ms. Spencer who told her husband not to speak out. Ms. Spencer stated that it was Reed Pryor, the Administrator of the Golf Division.

Leon Younger, Director, Department of Parks and Recreation, said that Damon Spencer is a superintendent at one of the golf courses. He is not a union employee. The changes that the City is intending to make in running the golf courses were announced to the management group and the union employees at the same time. The Parks Department is not involved in intimidation. Mr. Younger said that he has not talked with Mr. Spencer nor has he talked to any other employees about the direction the golf division might take.

Damon Spencer said that he has a letter from Reed Pryor stating that he and others do not like his actions such as: (1) talking to a reporter, (2) coming to Council meetings, and (3) two messages that he had on his answering machine concerning his feelings on the golf matter.

Councillor Black said that he would like the Council to track Damon Spencer's actions at least for the next six months to see if there are any repercussions.

B. POLICE SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Police Special Service District Council to order at 9:15 p.m.

PROPOSAL NO. 384, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 384, 1992 on August 26 and September 16, 1992. The proposal is the annual budget for the Police Special Service District for 1993. By a 5-1 vote on September 16, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Councillor Black stated that he will vote against this proposal because he does not want taxpayers' money used to defend lawsuits brought by citizens against the police department.

Councillor Howard stated that he will vote for this proposal but he believes the Indianapolis Police Department is understaffed and half of the police officers are burned out.

Councillor West voiced his support of the police budget because there is a legitimate effort to try to get more police officers on the street and in the community to do police work.

Proposal No. 384, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
 2 NAYS: *Black, Borst*

Proposal No. 384, 1992, as amended, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992 and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1993 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL
 OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Police Force of the City of Indianapolis for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Service District Fund for the purposes herein specified, subject to the law governing the same:

1993 ANNUAL BUDGET
 DEPARTMENT OF PUBLIC SAFETY
 POLICE DIVISION

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF PUBLIC SAFETY	POLICE SERVICE DISTRICT FUND	
Police Division		
1. Personal Services	50,984,847	51,493,847
2. Supplies	1,430,180	1,430,180
3. Other Services and Charges	10,670,694	10,670,694
4. Capital Outlay	<u>757,768</u>	<u>757,768</u>
TOTAL	63,843,489	64,352,489

SECTION 2. For the expenses and obligations of the Police Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Pension Fund for the purposes herein specified, subject to the law governing the same:

DEPARTMENT OF PUBLIC SAFETY	POLICE PENSION FUND	
Police Division		
1. Personal Services	20,946,011	21,759,093
2. Supplies	2,000	2,000
3. Other Services and Charges	68,200	68,200
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	21,016,211	21,829,293

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Police Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Police Special Service District in accordance with the following schedule:

September 21, 1992

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

(ii) for the following non-classified positions the maximum salary for each such position as follows:

Chief of Police	65,000
Deputy Chiefs	62,000

(iii) for all other merit police officers in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Police Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Police Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Police Service District Fund for 1993 shall consist of all balances as of the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Force, including traffic fines and intergovernmental reimbursements, Police Training Fund Transfers, Court Docket Fees, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

(b) The Police Pension Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Police Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1992, payable in 1993, a tax rate of One Dollar and Twenty-Nine and Ten hundredths cents (\$1.2910) for the Police Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property, and Seventeen and Eighty-Eight hundredths cents (\$.1788) for Police Pension Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
POLICE SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
Financial Institution Tax	492,600	1,023,447
License Excise Tax	1,149,918	2,773,989
County Option Income Tax	11,625,060	20,520,453
<u>ALL OTHER REVENUE</u>		
State Grant	75,000	192,580
Court Docket Fines	250,000	900,000
Traffic Violation	600,000	1,200,000
Auto Tow-In Franchise	92,000	160,000
Other Fines	12,800	25,000
DOT Parking Meter	100,000	
Local Funding	197,000	40,000
Licenses and Permits	40,000	111,000
Official Reports	72,000	260,000
Court Fees	100,000	100,000
Damage Claim	110,000	180,000
County	330,363	235,755
E-911		1,060,000
Other		
TOTAL	15,246,741	28,782,224

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
POLICE PENSION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
Financial Institution Tax	50,719	141,745
License Excise Tax	118,393	384,190
COIT	2,712,500	4,115,250
<u>ALL OTHER REVENUE</u>		
Interest on Investments	2,000	4,000
Members Dues	410,000	815,000
Property Auction	40,000	40,000
Pension Relief Act 1977	3,943,919	8,282,230
Supplemental Pension Trust	450,000	3,302,489
Miscellaneous	10,000	30,000
TOTAL	7,737,531	17,114,904

September 21, 1992

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
POLICE SERVICE DISTRICT FUND
1993 NET ASSESSED VALUATION 2,669,209,532
1992 BILLED NET ASSESSED VALUATION 2,642,131,510

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	2,517,137	2,517,137
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	33,286,837	33,286,837
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	33,286,837	33,286,837
6. Remaining property taxes to be collected present year	16,930,903	16,930,903
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,096,741	15,246,741
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	32,027,644	32,177,644
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,257,944	1,407,944
10. Total budget estimate for January 1 to December 31 of incoming year	63,843,489	64,352,489
11. Miscellaneous revenue for January 1 to December 31 of incoming year	28,127,919	28,782,224
12. Property tax to be raised from January 1 to December 31 of incoming year	34,459,495	34,459,495
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,869	297,174
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.2131	1.2131
Proposed tax rate for incoming year	1.2910	1.2910

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
POLICE PENSION FUND
1993 NET ASSESSED VALUATION 2,669,209,532
1992 BILLED NET ASSESSED VALUATION 2,642,131,510

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,195,406	1,195,406
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,142,977	10,142,977
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____

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5. Total expenditures for current year (add lines 2-4)	10,142,977	10,142,977
6. Remaining property taxes to be collected present year	1,743,195	1,743,195
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,737,531	7,737,531
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,480,726	9,480,726
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	533,155	533,155
10. Total budget estimate for January 1 to December 31 of incoming year	21,016,211	21,829,293
11. Miscellaneous revenue for January 1 to December 31 of incoming year	16,309,209	17,114,904
12. Property tax to be raised from January 1 to December 31 of incoming year	4,772,547	4,772,547
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	598,700	591,313
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1249	.1249
Proposed tax rate for incoming year	.1788	.1788

SECTION 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Police General	64,352,489	28,782,224	34,459,495	2,669,209,532	1.2910
Police Pension	21,829,293	17,114,904	4,772,547	2,669,209,532	.1788
TOTAL	86,181,782	45,897,128	39,232,042		1.4698

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Police Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the Police Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

C. FIRE SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Fire Special Service District Council to order at 9:20 p.m.

PROPOSAL NO. 385, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 385, 1992 on August 12 and September 16, 1992. The proposal is the annual budget for the Fire Special Service District for 1993. By a 5-1 vote on September 16, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Moriarty, for adoption.

Councillor Howard stated that he would like to see a new fire house at 38th Street and Central Avenue. He would like to see more African-Americans and females promoted within the Fire Department.

Proposal No. 385, 1992, as amended, was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Borst*

Proposal No. 385, 1992, as amended, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1993 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January 1, 1993, and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

1993 ANNUAL BUDGET DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF PUBLIC SAFETY	FIRE SERVICE DISTRICT FUND	
Fire Division		
1. Personal Services	33,067,767	33,298,767
2. Supplies	2,051,931	2,051,931
3. Other Services and Charges	3,326,985	3,326,985
4. Capital Outlay	<u>1,575,571</u>	<u>1,575,571</u>
TOTAL	40,022,254	40,253,254

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SECTION 2. For the expenses and obligations of the Fire Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

DEPARTMENT OF PUBLIC SAFETY	FIRE PENSION FUND	
Fire Division		
1. Personal Services	18,202,680	18,952,054
2. Supplies	3,650	3,650
3. Other Services and Charges	100,195	100,195
4. Capital Outlay	4,875	4,875
TOTAL	18,311,400	19,060,774

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Fire Special Service District in accordance with the following schedule:

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

(ii) for the following non-classified positions the maximum salary for each such position as follows:

Fire Chief	65,000
Assistant Chief	63,000
Division Chiefs	62,000

(iii) for all other merit firefighters in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Fire Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, Community Development Grants, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

(b) The Fire Pension Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 1992, payable in 1993, a tax rate of One Dollar and Thirteen and Thirteen hundredths cents (\$1.1313) for the Fire Special Service District Fund of each one hundred dollars (\$100.00) valuation of such special service taxable property; and Seventeen and Eighty hundredths cents (\$.1780) for the Fire Pension Fund of each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FIRE SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	441,060	867,907
License Excise Tax	1,019,942	2,311,739
County Option Income Tax	4,479,739	9,737,120
ALL OTHER REVENUE		
Fire Protection Contracts	179,000	270,000
Interest	10,000	20,000
Miscellaneous	29,500	33,200
Wishard Hospital Reimbursement	122,185	205,270
Licenses and Permits	4,600	5,400
E-911		280,000
TOTAL	6,286,026	13,730,636

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CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FIRE PENSION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	105,304	136,557
License Excise Tax	243,504	363,732
COIT	1,162,500	3,634,750
ALL OTHER REVENUE		
Interest on Investments	11,000	20,000
Member Dues	370,000	720,000
Pension Relief Act 1977	3,473,727	7,294,826
Supplemental Pension Trust	400,000	2,732,350
TOTAL	5,766,035	14,902,215

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FIRE SERVICE DISTRICT FUND

1993 NET ASSESSED VALUATION 2,367,828,255

1992 BILLED NET ASSESSED VALUATION 2,343,575,890

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	28,639	28,639
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	20,006,991	20,006,991
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	225,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	20,006,991	20,231,991
6. Remaining property taxes to be collected present year	13,978,361	13,978,361
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	6,286,026	6,286,026
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	20,264,387	20,264,387
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	286,035	61,035
10. Total budget estimate for January 1 to December 31 of incoming year	40,022,254	40,253,254
11. Miscellaneous revenue for January 1 to December 31 of incoming year	12,950,636	13,730,636
12. Property tax to be raised from January 1 to December 31 of incoming year	26,787,241	26,787,241
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,658	325,658
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.1313	1.1313
Proposed tax rate for incoming year	1.1313	1.1313

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FIRE PENSION FUND

1993 NET ASSESSED VALUATION 2,367,828,255

1992 BILLED NET ASSESSED VALUATION 2,343,575,890

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	533,394	533,394
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	9,100,001	9,100,001
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	9,100,001	9,100,001
6. Remaining property taxes to be collected present year	3,337,360	3,337,360
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	5,766,035	5,766,035
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,103,395	9,103,395
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	536,788	536,788
10. Total budget estimate for January 1 to December 31 of incoming year	18,311,400	19,060,774
11. Miscellaneous revenue for January 1 to December 31 of incoming year	14,152,215	14,902,215
12. Property tax to be raised from January 1 to December 31 of incoming year	4,214,734	4,214,734
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	592,337	592,963
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.2701	.2701
Proposed tax rate for incoming year	.1780	.1780

Section 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Fire General	40,253,254	13,730,636	26,787,241	2,367,828,255	1.1313
Fire Pension	19,060,774	14,902,215	4,214,734	2,367,828,255	.1780
TOTAL	59,314,028	28,632,851	31,001,975		1.3093

SECTION 8. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

D. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Solid Waste Collection Special Service District to order at 9:25 p.m.

PROPOSAL NO. 386, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 386, 1992 on September 16, 1992. The proposal is the annual budget for the Solid Waste Collection Special Service District for 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 386, 1992 was adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 386, 1992, as amended, was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992 and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget for the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste Collection Special Service District, fixing and establishing the annual rate of taxation and tax levy for the year 1993 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Solid Waste Collection Special Service District of the City of Indianapolis for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Solid Waste Collection Service District Fund for the purposes herein specified, subject to the law governing the same:

1993 ANNUAL BUDGET DEPARTMENT OF PUBLIC WORKS SOLID WASTE MANAGEMENT

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF PUBLIC WORKS		
SOLID WASTE COLLECTION SERVICE DISTRICT FUND		
1. Personal Services	4,795,658	4,795,658
2. Supplies	278,331	278,331
3. Other Services and Charges	12,319,381	12,319,381
4. Capital Outlay	<u>46,938</u>	<u>46,938</u>
TOTAL	17,440,308	17,440,308

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year as are hereby fixed and approved for all classified personnel of the Solid Waste Collection Special Service District by the Solid Waste Collection Special Service District Council in accordance with the following schedule:

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Solid Waste Collection Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor. Provided, however, that no person, official or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, or any minimum amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week.

SECTION 3. To defray the costs of government of the Solid Waste Collection Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated revenues are allocated as follows: The Solid Waste Collection Service District Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Solid Waste Collection Special Service District, including federal grants and intergovernmental reimbursements, user charges, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Solid Waste Collection Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Solid Waste Collection Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1992, payable in 1993, a tax rate of twenty-two and fifty-three hundredths cents (\$.2253) for the Solid Waste Collection Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 5. The budget of the Solid Waste Collection Special Service District shall be carried out with the revenues from taxation provided from the tax levy fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions or current balances, all indicated on the following tables:

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CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SOLID WASTE COLLECTION SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	133,423	269,299
License Excise Tax	686,309	1,570,909
ALL OTHER REVENUE		
Interest on Investments	54,788	100,000
Miscellaneous	12,999	25,000
Abandoned Vehicles	127,880	144,411
Belmont Dumping Charges	<u>11,942</u>	<u>24,000</u>
TOTAL	1,027,341	2,133,619

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SOLID WASTE COLLECTION SERVICE DISTRICT FUND
1993 NET ASSESSED VALUATION 6,640,495,706
1992 BILLED NET ASSESSED VALUATION 6,540,660,770

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	7,036,117	7,036,117
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	14,680,159	14,680,159
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	14,680,159	14,680,159
6. Remaining property taxes to be collected present year	7,712,911	7,712,911
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,027,341	1,027,341
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,740,252	8,740,252
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,096,210	1,096,210
10. Total budget estimate for January 1 to December 31 of incoming year	17,440,308	17,440,308
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,133,619	2,133,619
12. Property tax to be raised from January 1 to December 31 of incoming year	14,961,037	14,961,037
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	750,558	750,558
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.2253	.2253
Proposed tax rate for incoming year	.2253	.2253

<u>FUND</u>	<u>LEVY ON PROPERTY</u>	<u>AMOUNT TO BE RAISED</u>
Solid Waste Collection Service District	.2253	\$14,961,037

SECTION 6. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

E. CITY-COUNTY COUNCIL

A quorum being present, the President reconvened the City-County Council at 9:27 pm. The President ruled that the following five Municipal Corporations' budgets will be voted on together.

PROPOSAL NOS. 393, 394, 395, 396 and 397, 1992. PROPOSAL NO. 393, 1992. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District. PROPOSAL NO. 394, 1992. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County. PROPOSAL NO. 395, 1992. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County. PROPOSAL NO. 396, 1992. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board. PROPOSAL NO. 397, 1992. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation. Councillor Schneider reported that the Municipal Corporations Committee heard these proposals on August 13, September 3 and September 10, 1992. By a 7-0 vote on September 3, 1992, the Committee reported Proposal No. 393, 1992 to the Council with the recommendation that it do pass. By an 8-0 vote on September 3, 1992, the Committee reported Proposal Nos. 394 and 397, 1992 to the Council with the recommendation that they do pass. By an 8-0 vote on September 3, 1992, the Committee reported Proposal No. 395, 1992 to the Council with the recommendation that it do pass as amended. By a 5-0 vote on September 10, 1992, the Committee reported Proposal No. 396, 1992 to the Council with the recommendation that it do pass as amended. Councillor Schneider moved, seconded by Councillor Beadling, for adoption.

Councillor Williams asked if there has been any progress in having the Capital Improvement Board help fund the arts. Councillor Schneider replied that there are some approaches that can be made to the Capital Improvement Board in the future, but it is not in its 1993 budget. Councillor Williams then asked that Proposal No. 394, 1992 be voted on separately.

Proposal Nos. 393, 395, as amended, 396, as amended, and 397, 1992 were adopted on the following roll call vote; viz:

29 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 393, 1992 was retitled GENERAL RESOLUTION NO. 5, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1993 and ending December 31, 1993, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Indianapolis Airport Authority of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Indianapolis Airport Authority District of Indianapolis, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1993 and ending December 31, 1993 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Airport System Fund" of said Indianapolis Airport Authority District the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS AIRPORT AUTHORITY DISTRICT
BUDGET FOR 1993

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
1. Personal Services	11,189,952	11,189,952
2. Supplies and Materials	1,765,850	1,765,850
3. Other Service and Charges	24,108,046	24,108,046
4. Capital Outlay	<u>799,318</u>	<u>799,318</u>
TOTAL	37,863,166	37,863,166

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Capital Improvement Fund" the following:

4. Capital Outlay	<u>49,278,000</u>	<u>49,278,000</u>
TOTAL	49,278,000	49,278,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

September 21, 1992

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Airport Revenues	19,895,246	37,584,013
TOTAL	19,895,246	37,584,013

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Federal and State Grant Funds	11,545,131	29,691,000
Federal Payments	84,902	151,331
Transfers	1,117,000	4,662,000
Interest	127,537	1,263,691
Financing		12,352,000
Sale of Property		440,000
TOTAL	12,874,570	48,560,022

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	35,294,286	35,294,286
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,328,084	18,328,084
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	18,328,084	18,328,084
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	19,895,246	19,895,246
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	19,895,246	19,895,246
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	36,861,448	36,861,448
10. Total budget estimate for January 1 to December 31 of incoming year	37,863,166	37,863,166
11. Miscellaneous revenue for January 1 to December 31 of incoming year	37,584,013	37,584,013

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12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<u> </u>	<u> </u>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	36,582,295	36,582,295
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	6,188,757	6,188,757
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,170,528	18,170,528
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	18,170,528	18,170,528
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	12,874,570	12,874,570
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,874,570	12,874,570
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	892,799	892,799
10. Total budget estimate for January 1 to December 31 of incoming year	49,278,000	49,278,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	48,560,022	48,560,022
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<u> </u>	<u> </u>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	174,821	174,821
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Airport System	87,863,166	37,584,013	-0-	7,062,926,279	-0-
Airport Capital Improvement	49,278,000	48,560,022	-0-	7,062,926,279	-0-
TOTAL	87,141,166	86,144,035	-0-		-0-

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council and approval by the Tax Boards as required by law.

Proposal No. 395, 1992, as amended, was retitled GENERAL RESOLUTION NO. 6, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 6, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1993 and ending December 31, 1993, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Health and Hospital Corporation of Marion County, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1993 and ending December 31, 1993 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL CORPORATION
BUDGET FOR 1993

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
ADMINISTRATIVE STAFF		
1. Personal Services	2,157,000	2,157,000
2. Supplies and Materials	143,500	143,500
3. Other Services and Charges	3,310,000	3,310,000
4. Capital Outlay	<u>185,000</u>	<u>185,000</u>
TOTAL	5,795,500	5,795,500

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DIVISION OF PUBLIC HEALTH

1. Personal Services	13,318,000	13,318,000
2. Supplies	1,616,000	1,616,000
3. Other Services and Charges	2,980,312	2,980,312
4. Capital Outlay	<u>456,000</u>	<u>456,000</u>
TOTAL	18,370,312	18,370,312

DIVISION OF PUBLIC HOSPITALS
WILLIAM N. WISHARD MEMORIAL HOSPITAL

1. Personal Services	87,099,700	87,099,700
2. Supplies	28,167,200	28,167,200
3. Other Services and Charges	31,666,300	31,666,300
4. Capital Outlay	<u>8,480,000</u>	<u>8,480,000</u>
TOTAL	155,413,200	155,413,200

GRAND TOTAL ALL DIVISIONS	179,579,012	179,579,012
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SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Retirement Fund" the following:

3. Other Services and Charges	<u>6,477,209</u>	<u>6,477,209</u>
TOTAL	6,477,209	6,477,209

SECTION 4. For said fiscal year, there is hereby appropriated out of the "Cumulative Building Fund" the following:

4. Capital Outlay	<u>7,438,000</u>	<u>7,438,000</u>
TOTAL	7,438,000	7,438,000

SECTION 5. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. __, 1992 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
Financial Institution Tax	561,230	1,008,507
License Excise Tax	2,364,958	5,094,478
Mental Health Taxes	519,300	1,179,000
<u>ALL OTHER REVENUE</u>		
Wishard Patient Receipts	52,196,236	103,120,318
Wishard Grant Receipts	4,432,700	8,037,000
Wishard Non-Patient Receipts	2,141,700	4,980,600
Public Health Receipts	470,000	1,567,000
Public Health DCS Grant	336,500	336,500
Administration Staff Receipts	<u>30,000</u>	<u>50,000</u>
TOTAL	63,052,624	125,373,403

September 21, 1992

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL BOND RETIREMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	68,530	130,000
Excise Tax	288,776	620,000
ALL OTHER REVENUE		
Miscellaneous Receipts	4,500	10,000
TOTAL	361,806	760,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	-0-	-0-
Excise Tax	-0-	-0-
ALL OTHER REVENUE		
Miscellaneous Receipts	7,800,000	-0-
TOTAL	7,800,000	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL GENERAL FUND
1993 NET ASSESSED VALUATION 7,014,925,810
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	14,225,456	14,225,456
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	104,302,062	104,302,062
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	104,302,062	104,302,062
6. Remaining property taxes to be collected present year	27,540,932	27,540,932
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	63,052,624	63,052,624
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	90,593,556	90,593,556
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	516,950	516,950
10. Total budget estimate for January 1 to December 31 of incoming year	179,579,012	179,579,012

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11. Miscellaneous revenue for January 1 to December 31 of incoming year	125,373,403	125,373,403
12. Property tax to be raised from January 1 to December 31 of incoming year	53,688,659	53,688,659
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<u> </u>	<u> </u>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.7559	.7559
Proposed tax rate for incoming year	.7653	.7653

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

HEALTH AND HOSPITAL BOND RETIREMENT FUND
1993 NET ASSESSED VALUATION 7,014,925,810
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,046,528	1,046,528
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,572,359	4,572,359
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	4,572,359	4,572,359
6. Remaining property taxes to be collected present year	3,362,916	3,362,916
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	361,806	361,806
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,724,722	3,724,722
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	198,891	198,891
10. Total budget estimate for January 1 to December 31 of incoming year	6,477,209	6,477,209
11. Miscellaneous revenue for January 1 to December 31 of incoming year	760,000	760,000
12. Property tax to be raised from January 1 to December 31 of incoming year	5,653,318	5,653,318
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<u> </u>	<u> </u>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	135,000	135,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year	<u>.0806</u>	<u>.0806</u>

September 21, 1992

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND
1993 NET ASSESSED VALUATION 7,014,925,810
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	-0-	-0-
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	-0-	-0-
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	500,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	-0-	500,000
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,800,000	7,800,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	7,800,000	7,800,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	7,800,000	7,300,000
10. Total budget estimate for January 1 to December 31 of incoming year	7,438,000	7,438,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-00-
12. Property tax to be raised from January 1 to December 31 of incoming year	138,000	138,000
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<hr/>	<hr/>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	500,000	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	.0020	.0020

SECTION 6.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
General Fund	179,579,012	125,373,403	53,688,659	7,014,925,810	.7653
Debt Service Fund	6,477,209	760,000	5,653,318	7,014,925,810	.0806
Cumulative Building Fund	7,438,000	-0-	138,000	7,014,925,810	.0020
TOTAL	193,494,221	126,133,403	59,479,977		.8479

SECTION 7. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council and approval by the State Tax Boards as required by law.

Proposal No. 396, 1992, as amended, was retitled GENERAL RESOLUTION NO. 7, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1993 and ending December 31, 1993.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis-Marion County Public Library Board of Marion County, established pursuant to IC 20-14; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Operating Fund" of said Library Board the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOARD
BUDGET FOR 1993

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
1. Personal Services	13,581,827	13,419,688
2. Supplies and Materials	434,050	434,050
3. Other Service and Charges	3,016,795	3,016,795
4. Capital Outlay	<u>6,129,871</u>	<u>6,129,871</u>
TOTAL	23,162,543	23,000,404

September 21, 1992

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	<u>1,110,843</u>	<u>1,110,843</u>
TOTAL	1,110,843	1,110,843

SECTION 4. That foregoing budget shall be carried out without any revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. __, 1992 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LIBRARY OPERATING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	170,521	341,042
License Excise Tax	837,641	1,905,987
ALL OTHER REVENUE		
State Distribution	86,965	87,000
Fines and Fees	288,514	611,735
Photocopy Fees	33,242	76,306
Interest on Investments	33,469	66,406
Library Service Authority	35,250	89,600
LSCA Metro Urban	-0-	65,000
Literary	35,000	-0-
Miscellaneous	<u>11,669</u>	<u>36,742</u>
TOTAL	1,532,271	3,279,812

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LIBRARY BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	8,833	17,666
License Excise Tax	43,389	98,611
Income From Trust		
County Contractual Library	<u>3,800</u>	<u>4,000</u>
TOTAL	56,022	120,277

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LIBRARY OPERATING FUND
1993 NET ASSESSED VALUATION 6,801,329,949
1992 BILLED NET ASSESSED VALUATION 6,700,068,870

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	2,006,956	2,006,956
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,495,819	12,495,819
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-

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5. Total expenditures for current year (add lines 2-4)	12,495,819	12,495,819
6. Remaining property taxes to be collected present year	9,749,083	9,749,083
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,446,557	1,532,271
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	11,195,640	11,281,354
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	706,777	792,491
10. Total budget estimate for January 1 to December 31 of incoming year	23,162,543	23,000,404
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,182,051	3,279,812
12. Property tax to be raised from January 1 to December 31 of incoming year	19,659,301	18,928,101
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<u> </u>	<u> </u>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	385,586	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.2780	.2780
Proposed tax rate for incoming year	.2924	.2783

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

LIBRARY BOND FUND

1993 NET ASSESSED VALUATION 6,723,180,300

1992 BILLED NET ASSESSED VALUATION 6,700,068,870

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	242,593	242,593
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	774,220	774,220
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	774,220	774,220
6. Remaining property taxes to be collected present year	504,989	504,989
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	56,022	56,022
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	561,011	561,011
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	29,384	29,384
10. Total budget estimate for January 1 to December 31 of incoming year	1,110,843	1,110,843

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11. Miscellaneous revenue for January 1 to December 31 of incoming year	120,277	120,277
12. Property tax to be raised from January 1 to December 31 of incoming year	961,182	961,182
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0144	.0144
Proposed tax rate for incoming year	.0142	.0141

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Library Operating Fund	23,000,404	3,279,812	18,928,101	6,801,329,949	.2783
Library Bond Fund	1,110,843	120,277	961,182	6,801,329,949	.0141
TOTAL	24,111,247	3,400,089	19,889,283		.2924

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council.

Proposal No. 397, 1992 was retitled GENERAL RESOLUTION NO. 8, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 8, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January 1, 1993 and ending December 31, 1993.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis Public Transportation Corporation of Marion County, established pursuant to IC 36-9-4; and

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis Public Transportation Corporation of Marion County, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Transportation Corporation the sums as hereinafter appear in this section for the purposes herein named.

**INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION
BUDGET FOR 1993**

	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
GENERAL FUND		
1. Personal Services	1,810,797	1,810,797
2. Supplies and Materials	1,364,776	1,364,776
3. Other Service and Charges	4,326,486	4,326,486
4. Capital Outlay		
TOTAL	<u>7,502,059</u>	<u>7,502,059</u>
METRO OPERATIONS FUND		
TRANSPORTATION DIVISION		
1. Personal Services	9,450,934	9,450,934
2. Supplies	-0-	-0-
3. Other Service and Charge	1,544,998	1,544,998
4. Capital Outlay		
TOTAL	<u>10,995,932</u>	<u>10,995,932</u>
MAINTENANCE DIVISION		
1. Personal Services	2,956,496	2,956,496
2. Supplies	947,600	947,600
3. Other Service and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	<u>3,904,096</u>	<u>3,904,096</u>
FUND TOTAL	14,900,028	14,900,028

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	<u>1,430,576</u>	<u>1,430,576</u>
TOTAL	1,430,576	1,430,576

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. __, 1992, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

**CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993**

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	49,000	99,800
License Excise Tax	281,723	640,280
ALL OTHER REVENUE		
Federal Matching Funds	8,708,671	
Federal Operating		
Build Indiana Fund		
State Payments PMTF	2,479,517	567,105
Operating Revenue	3,255,963	49,000
Interest on Investments	15,656	
Miscellaneous Revenue		

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Contracts to Excluded Areas	77,658	
IPTC Bond Note		
TOTAL	14,869,088	1,356,185

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	9,268	18,536
License Excise Tax	52,325	118,920
ALL OTHER REVENUE		
Interest on Investments	6,285	12,566
Contracts To Excluded Areas	35,421	27,053
Transfer from GF/CEF		
TOTAL	103,299	177,075

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION METRO OPERATIONS
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax		-0-
License Excise Tax		-0-
ALL OTHER REVENUE		
Federal Matching Funds		3,391,899
Federal Operating		255,000
Build Indiana Fund		
State Payments PMTF		4,680,179
Operating Revenue		6,532,100
Interest on Investments		30,692
Miscellaneous Revenue		
Contracts to Excluded Areas		77,658
IPTC Bond Note		
TOTAL		14,967,528

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND
1993 NET ASSESSED VALUATION 6,687,676,670
1992 BILLED NET ASSESSED VALUATION 6,631,188,010

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	952,243	952,243
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,928,824	10,928,824
3. Additional appropriations necessary to be made July 1 to December 31 of present year	8,427,217	8,427,217
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	19,356,041	19,356,041

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6. Remaining property taxes to be collected present year	3,307,228	3,307,228
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	14,869,088	14,869,088
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	18,176,316	18,176,316
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(227,482)	(227,482)
10. Total budget estimate for January 1 to December 31 of incoming year	7,502,059	7,502,059
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,356,185	1,356,185
12. Property tax to be raised from January 1 to December 31 of incoming year	6,373,356	6,373,356
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0953	.0953
Proposed tax rate for incoming year	.0953	.0953

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
 INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND
 1993 NET ASSESSED VALUATION 6,687,676,670
 1992 BILLED NET ASSESSED VALUATION 6,631,188,010

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	789,550	789,550
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,397,190	1,397,190
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	1,397,190	1,397,190
6. Remaining property taxes to be collected present year	614,249	614,249
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	103,299	103,299
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	717,548	717,548
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	109,908	109,908
10. Total budget estimate for January 1 to December 31 of incoming year	1,430,576	1,430,576
11. Miscellaneous revenue for January 1 to December 31 of incoming year	177,075	177,075

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12. Property tax to be raised from January 1 to December 31 of incoming year	1,143,593	1,143,593
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0177	.0177
Proposed tax rate for incoming year	.0171	.0171

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
 INDIANAPOLIS PUBLIC TRANSPORTATION METRO OPERATIONS FUND
 1993 NET ASSESSED VALUATION 6,687,676,670
 1992 BILLED NET ASSESSED VALUATION 6,631,188,010

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	-0-	-0-
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	_____	_____
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	14,900,028	14,900,028
11. Miscellaneous revenue for January 1 to December 31 of incoming year	14,967,528	14,967,528
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	67,500	67,500
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
METRO General	7,502,059	1,356,185	6,373,356	6,687,676,670	.0953
METRO Operating	14,900,028	14,967,528	-0-	6,687,676,670	-0-
METRO Debt Service	1,430,576	177,075	1,143,593	6,687,676,670	.0171
TOTAL	23,832,663	16,500,788	7,516,949		.1124

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council.

Proposal No. 394, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
 2 NAYS: *Moriarty, Williams*
 2 NOT VOTING: *Black, Brents*

Proposal No. 394, 1992 was retitled GENERAL RESOLUTION NO. 9, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1993 and ending December 31, 1993, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-10-9-8 provides that the City-County Council shall review, approve, or reject the operating budget of the Capital Improvement Board of Managers of Marion County, established pursuant to IC 36-10-9; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Capital Improvement Board of Managers of Marion County, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Capital Operating Fund" of said Board of Managers, the sums as hereinafter appear in this section for the purposes herein named.

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CAPITAL IMPROVEMENT BOARD OF
MANAGERS OF MARION COUNTY
BUDGET FOR 1993

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
1. Personal Services	8,995,600	8,995,600
2. Supplies and Materials	1,043,600	1,043,600
3. Other Service and Charges	12,318,800	12,318,800
4. Capital Outlay	<u>2,350,000</u>	<u>2,350,000</u>
TOTAL	24,708,000	24,708,000

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	<u>7,198,000</u>	<u>7,198,000</u>
TOTAL	7,198,000	7,198,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to <u>Dec. 31, 1992</u>	Jan. 01, 1993 to <u>Dec. 31, 1993</u>
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Interest on Investment	183,200	187,500
Rental	1,271,900	2,549,500
Food Service and Concessions Income	2,075,200	2,747,000
Labor Reimbursements	661,100	1,601,600
Parking Lot Receipts	402,100	660,000
Box Office Miscellaneous Income	333,900	585,000
Transfers from Bond Fund	6,676,550	11,803,900
Suites License Fees	-0-	1,981,500
Arena Lease	-0-	150,000
Advertising Income	517,500	720,000
Operating Reserve Restricted		
TOTAL	<u>12,121,450</u>	<u>22,986,000</u>

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to <u>Dec. 31, 1992</u>	Jan. 01, 1993 to <u>Dec. 31, 1993</u>
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES:		
Cigarette Tax Revenues	175,000	350,000
Hotel-Motel	4,979,900	9,193,000
Food and Beverage Tax	5,439,400	10,188,000
County Admissions Tax	172,900	693,000
ALL OTHER REVENUE		
Interest on Investments	183,100	312,500
Transfers to Operating Fund	<u>(6,676,550)</u>	<u>(11,803,900)</u>
TOTAL	4,273,750	8,932,600

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ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	7,956,682	7,956,682
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,575,900	15,575,900
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	15,575,900	15,575,900
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	12,121,450	12,121,450
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,121,450	12,121,450
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,502,232	4,502,232
10. Total budget estimate for January 1 to December 31 of incoming year	24,708,000	24,708,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	22,986,000	22,986,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	2,780,232	2,780,232
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	11,867,750	11,867,750
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,599,000	3,599,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

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4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	3,599,000	3,599,000
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,273,750	4,273,750
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,273,750	4,273,750
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	12,542,500	12,542,500
10. Total budget estimate for January 1 to December 31 of incoming year	7,198,000	7,198,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	8,932,600	8,932,600
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	14,277,100	14,277,100
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
CIB - Operating Fund	24,708,000	22,986,000	-0-	7,062,926,279	-0-
CIB - Debt Service Fund	7,198,000	8,932,600	-0-	7,062,926,279	-0-
TOTAL	31,906,000	31,918,600	-0-		-0-

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council and approval by the State Tax Boards as required by law.

The President asked Councillor West to present Proposal No. 388, 1992.

PROPOSAL NO. 388, 1992. The proposal is the annual budget for Indianapolis and Marion County for 1993. The Standing Committees met on several occasions to hear their respective parts of the budget and recommend adoption of Proposal No. 388, 1992 with the following votes:

Administration and Finance Committee - 09/14/92 - Do Pass As Amended 6-0
Community Affairs Committee - 09/15/92 - Do Pass 7-0
Metropolitan Development Committee - 09/15/92 - Do Pass As Amended 6-1-0
Parks and Recreation Committee - 09/17/92 - Do Pass As Amended 6-0
Public Safety and Criminal Justice Committee - 09/16/92 - Do Pass As Amended 4-2
Public Works Committee - 09/16/92 - Do Pass 7-0
Transportation Committee - 09/14/92 - Do Pass As Amended 6-0

Councillor Ruhmkorff stated that she is against any part of the Parks Department's budget going to the arts. She is concerned because the Indianapolis Symphony Orchestra is receiving a five percent pay increase and the city-county employees will be receiving no pay increase. She said that if the Parks Department is still funding the arts next year, and if any of the arts agencies receive a pay increase and the City-County employees receive no pay increase, she will vote "no" on the 1994 budget.

Councillor Williams moved to vote on the City-County budget separately. This motion was seconded by Councillor Moriarty. Councillor Williams said that she has problems with the County budget, but not with the City budget. The President said that since UniGov the City and County budgets have been voted on together.

Councillor Gilmer asked for a legal opinion from the Parliamentarian. Robert Elrod, General Counsel, said that legally the budget could be divided.

Councillor West said that he believes it is not a wise decision to separate the City and County budgets because they are dependent on interdependent sources of revenue. It will be best to keep them together especially if there is a need to amend the City budget or the County budget or transfer funds from one to the other.

Councillor Williams' motion failed by the following roll call vote; viz:

11 YEAS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

18 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

Councillor Williams moved to amend Proposal No. 388, 1992 by increasing Character 04, Capital Outlay, in the Circuit Court budget of Marion County by \$50,000 for the purpose of buying metal detectors for the City-County Building and the Juvenile Court Building and by increasing the revenue in County, Intergovernmental, by \$50,000 by a transfer from the Building Authority Reserves. This motion was seconded by Councillor Howard.

Councillor Curry said that this motion to amend Proposal No. 388, 1992 is out-of-order because the Council does not vote on the Building Authority's budget and therefore cannot appropriate money from the Building Authority's Reserves.

Councillor Dowden agreed with Councillor Curry and said that the Public Safety and Criminal Justice Committee has appointed two Committee members, one from the majority and one from the minority, to study the City-County Building's security needs.

Councillor Williams stated that she is offering an inexpensive solution that will streamline the process and secure the building.

Councillor Curry said he has raised a point of order which has not been ruled upon yet.

The President asked the Parliamentarian to make an official ruling. Mr. Elrod said that in his opinion the Council has no authority to transfer moneys out of the Building Authority's Reserves.

Councillor Williams said she cited the Building Authority Reserves as a source since they have offered funding for this matter before.

Councillor West said there is a Committee process that should be gone through to allow all parties to take a look at this budget over a period of time. The Public Safety and Criminal Justice Committee met on this matter last week and it would have been very helpful had there been something brought to them at that time.

Councillor Howard said that this is a serious problem and, in his opinion, should be acted upon immediately.

Councillor Jimison said that she supports Councillor Williams' motion and also asked for a report from the two-member study committee on the security matter.

The President ruled Councillor Williams' motion out-of-order.

Councillor Jimison said that she understood the Parliamentarian to say that the Council has no authority to transfer funds from the Building Authority's Reserves. She believes this amendment merely identifies a funding source; there are other funding sources and Councillor Williams' amendment could still be voted upon.

Councillor Williams withdrew her motion.

Councillor Franklin asked for consent to give a brief progress report on the security issue. Consent was given. He said part of the problem is that the City-County Building does not lend itself to secure measures and it will take quite a bit of money to make it secure. One million dollars a year is already being spent for bailiffs and security; this also needs to be looked at. He said that he and Councillor Moriarty will be ready to give a full report to the Council soon.

Councillor Short moved to amend Proposal No. 388, 1992, by reducing the County General Fund by decreasing the tax rate by \$0.1550 and by increasing the Welfare Debt Service Fund by increasing the tax rate by \$0.1550. The County Auditor is directed to go back and decrease the appropriate funds by the amount of \$10.8 million, which is the amount that the tax rate of \$0.1550 generated when it was moved from the Welfare Debt Service Fund to the County General Fund.

Councillor Curry stated that he is against this motion to amend because it calls for increasing Welfare Debt Service Fund which is not part of this proposal. It is also inappropriate to give a blanket request of this nature to the Auditor--it should really be by agency and by character as to which funds would be moved from what fund to another.

Councillor Borst said that he agrees with Councillor Curry. The motion to amend specifies which funds to decrease, but it does not say where to decrease the appropriations. The

whole County budget would have to be reviewed and decrease \$10.8 million appropriations by character. He said that he will be voting against this motion because it is not specific.

Councillor West said that this is the second amendment brought by the minority at the last minute with substantial consequences to the entire budget process. He does not think the Council is in a position to handle such a matter at this late point.

Councillor Short's motion failed by the following roll call vote; viz:

11 YEAS: Black, Boyd, Brents, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

18 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

Councillor Coughenour stated that one of the reasons the welfare budget is so high is that so many juveniles have to be sent out-of-state since Indiana does not have the proper facilities. It costs \$200 a day for these juveniles plus transportation costs for people to go see them. If Indiana had the proper institutions, these costs would be avoided.

The President called for a vote on the budget. Councillor Williams said she will abstain because she feels it would be irresponsible on her part to pass the County budget. The President said that it sets an interesting precedent. All members of the Council would like to have that refuge from unpopular votes. He asked all Councillors to vote.

Councillor Boyd said he will vote in favor of this budget, although there are some things about it that he does not like. One of the reasons that he will vote for this budget is because representatives from the Mayor's Office indicated that there would no additional layoffs to fund this budget.

Councillor McClamroch stated that Rule 151-52 states that all members present shall vote on all roll call votes, except when permitted to abstain by a vote of a majority present after stating the reasons therefor.

Proposal No. 388, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

3 NAYS: Black, Borst, Jimison

2 NOT VOTING: Short, Williams

Proposal No. 388, 1992, as amended, was retitled FISCAL ORDINANCE NO. 57, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1992
Proposal No. 388, 1992
1993 ANNUAL BUDGET AND TAX LEVIES FOR
THE CONSOLIDATED CITY OF INDIANAPOLIS
AND FOR MARION COUNTY, INDIANA

A FISCAL ORDINANCE adopting the City-County Annual Budget for 1993, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1993, and ending December 31, 1993,

establishing the method of financing such expenses by allocating anticipated revenues and expenses, establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County, and levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1993.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ARTICLE ONE
ANNUAL BUDGET AND TAX LEVIES
OF THE CONSOLIDATED CITY OF INDIANAPOLIS

Section 1.01. Consolidated City Appropriations for 1993.

For the expenses of government of the Consolidated City of Indianapolis and its departments, divisions, officials, special taxing districts, and institutions for the fiscal year beginning January 1, 1993, and ending December 31, 1993, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in Section 1.02), namely the City General Fund, Consolidated County Fund, Community Services Fund, Youth and Family Services Fund, Metropolitan Development General Fund, Redevelopment General Fund, Indianapolis Housing Authority Fund, Sanitation General Fund, Solid Waste Disposal Fund, Flood Control General Fund, Transportation Fund, Arterial Roads and Streets Fund, Parking Meter Fund, Historic Preservation Fund, Park General Fund, Park General/Golf Fund, City Cumulative Capital Development Fund and Consolidated County Cumulative Capital Development Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
OFFICE OF THE MAYOR	CITY GENERAL FUND	
1. Personal Services	913,590	913,590
2. Supplies	14,500	14,500
3. Other Services and Charges	203,986	203,986
4. Capital Outlay	<u>10,000</u>	<u>10,000</u>
TOTAL	1,142,076	1,142,076
INTERNAL AUDIT	CONSOLIDATED COUNTY FUND	
1. Personal Services	448,340	448,340
2. Supplies	3,600	3,600
3. Other Services and Charges	65,102	65,102
4. Capital Outlay	<u>5,900</u>	<u>5,900</u>
TOTAL	522,942	522,942
CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND	
1. Personal Services	880,658	880,658
2. Supplies	15,238	15,238
3. Other Services and Charges	419,550	419,550
4. Capital Outlay	<u>13,403</u>	<u>13,403</u>
TOTAL	1,328,849	1,328,849

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
CITY-COUNTY COUNCIL	CITY GENERAL FUND	
1. Personal Services		
2. Supplies		
3. Other Services and Charges		100,000
4. Capital Outlay		
TOTAL		<u>100,000</u>
CABLE FRANCHISE BOARD	CITY GENERAL FUND	
Franchise Office		
1. Personal Services		72,000
2. Supplies		2,000
3. Other Services and Charges		132,000
4. Capital Outlay		<u>7,000</u>
TOTAL		<u>213,000</u>
Channel 16 Operations		
1. Personal Services		160,226
2. Supplies		5,500
3. Other Services and Charges		52,999
4. Capital Outlay		<u>41,348</u>
TOTAL		<u>260,073</u>
OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,871,049	1,871,049
2. Supplies	13,500	13,500
3. Other Services and Charges	703,438	703,438
4. Capital Outlay	<u>65,500</u>	<u>65,500</u>
TOTAL	<u>2,653,487</u>	<u>2,653,487</u>
OFFICE OF THE CONTROLLER	CITY GENERAL FUND	
1. Personal Services	1,692,717	1,692,717
2. Supplies	24,000	24,000
3. Other Services and Charges	1,972,117	1,972,117
4. Capital Outlay	<u>71,000</u>	<u>71,000</u>
TOTAL	<u>3,759,834</u>	<u>3,759,834</u>
PURCHASING DIVISION (Office of the Controller)	CONSOLIDATED COUNTY	
1. Personal Services	855,647	826,618
2. Supplies	218,380	78,380
3. Other Services and Charges	998,029	998,029
4. Capital Outlay	<u>25,000</u>	<u>25,000</u>
TOTAL	<u>2,097,056</u>	<u>1,928,027</u>
OFFICE OF YOUTH AND FAMILY SERVICES	YOUTH AND FAMILY SERVICES FUND	
1. Personal Services	1,608,890	1,608,890
2. Supplies	14,000	14,000
3. Other Services and Charges	11,597,377	11,597,377
4. Capital Outlay	<u>24,714</u>	<u>24,714</u>
TOTAL	<u>13,244,981</u>	<u>13,244,981</u>

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF ADMINISTRATION	CITY GENERAL FUND	
Administrative Services Division		
1. Personal Services	791,140	558,914
2. Supplies	38,400	30,900
3. Other Services and Charges	1,935,401	1,750,402
4. Capital Outlay	<u>92,248</u>	<u>43,900</u>
TOTAL	2,857,189	2,384,116
DEPARTMENT OF ADMINISTRATION	CONSOLIDATED COUNTY FUND	
Human Resources Division		
1. Personal Services	912,954	912,954
2. Supplies	14,500	14,500
3. Other Services and Charges	297,896	297,896
4. Capital Outlay	<u>25,000</u>	<u>25,000</u>
TOTAL	1,250,350	1,250,350
DEPARTMENT OF ADMINISTRATION	CONSOLIDATED COUNTY FUND	
Equal Opportunity Division		
1. Personal Services	376,020	376,020
2. Supplies	5,848	5,848
3. Other Services and Charges	142,055	142,055
4. Capital Outlay	<u>3,500</u>	<u>3,500</u>
TOTAL	527,423	527,423
DEPARTMENT OF ADMINISTRATION	CONSOLIDATED COUNTY FUND	
Central Equipment Management Division		
1. Personal Services	4,343,245	4,343,245
2. Supplies	5,716,920	5,716,920
3. Other Services and Charges	3,692,359	3,692,359
4. Capital Outlay	<u>1,551,049</u>	<u>1,551,049</u>
TOTAL	15,303,573	15,303,573
DEPARTMENT OF METROPOLITAN DEVELOPMENT	CONSOLIDATED COUNTY FUND	
Financial Services Division		
1. Personal Services	529,251	492,587
2. Supplies	15,335	15,335
3. Other Services and Charges	2,042,978	2,042,978
4. Capital Outlay	<u>20,200</u>	<u>20,200</u>
TOTAL	2,607,764	2,571,100
DEPARTMENT OF METROPOLITAN DEVELOPMENT	COMMUNITY SERVICES FUND	
Community Development Administration		
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	<u>7,051,814</u>	<u>7,051,814</u>
4. Capital Outlay	_____	_____
TOTAL	7,051,814	7,051,814
DEPARTMENT OF METROPOLITAN DEVELOPMENT	METROPOLITAN DEVELOPMENT GENERAL FUND	
Planning Division		
1. Personal Services	1,594,384	1,780,820
2. Supplies	61,302	62,657
3. Other Services and Charges	1,125,655	1,604,428
4. Capital Outlay	<u>40,200</u>	<u>41,000</u>
TOTAL	2,821,541	3,488,905

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
DEPARTMENT OF METROPOLITAN DEVELOPMENT Neighborhood and Development Service Division	METROPOLITAN DEVELOPMENT GENERAL FUND	
1. Personal Services	4,628,120	4,441,684
2. Supplies	132,863	131,508
3. Other Services and Charges	14,722,775	13,736,972
4. Capital Outlay	<u>4,008,607</u>	<u>4,007,807</u>
TOTAL	23,492,365	22,317,971
DEPARTMENT OF METROPOLITAN DEVELOPMENT Neighborhood and Development Service Division	REDEVELOPMENT GENERAL FUND	
1. Personal Services		<u> </u>
2. Supplies		
3. Other Services and Charges		507,030
4. Capital Outlay		
TOTAL		<u>507,030</u>
DEPARTMENT OF METROPOLITAN DEVELOPMENT Historic Preservation Commission	HISTORIC PRESERVATION FUND	
1. Personal Services	132,960	166,729
2. Supplies	3,284	3,284
3. Other Services and Charges	101,247	67,478
4. Capital Outlay	<u>9,195</u>	<u>9,195</u>
TOTAL	246,686	246,686
DEPARTMENT OF METROPOLITAN DEVELOPMENT Public Housing Division	INDIANAPOLIS HOUSING AUTHORITY FUND	
1. Personal Services	4,031,600	4,031,600
2. Supplies	660,681	660,681
3. Other Services and Charges	5,036,445	5,036,445
4. Capital Outlay	<u>9,727,430</u>	<u>9,727,430</u>
TOTAL	19,456,156	19,456,156
DEPARTMENT OF PUBLIC WORKS Administration	CITY GENERAL FUND	
1. Personal Services	1,593,158	1,593,158
2. Supplies	386,825	386,825
3. Other Services and Charges	2,188,376	2,188,376
4. Capital Outlay	<u>410,384</u>	<u>410,384</u>
TOTAL	4,578,743	4,578,743
DEPARTMENT OF PUBLIC WORKS DEVELOPMENT FUND Administration	CITY CUMULATIVE CAPITAL	
1. Personal Services		<u> </u>
2. Supplies		
3. Other Services and Charges	<u>1,980,000</u>	<u>1,980,000</u>
4. Capital Outlay		
TOTAL	<u>1,980,000</u>	<u>1,980,000</u>
DEPARTMENT OF PUBLIC WORKS Storm and Wastewater Management Division	SANITATION GENERAL FUND	
1. Personal Services	20,952,981	20,952,981
2. Supplies	5,433,009	5,433,009
3. Other Services and Charges	23,872,521	23,872,521
4. Capital Outlay	<u>1,153,208</u>	<u>1,153,208</u>
TOTAL	51,411,719	51,411,719

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF PUBLIC WORKS	FLOOD CONTROL GENERAL FUND	
Storm and Wastewater Management Division		
1. Personal Services	1,233,369	1,233,369
2. Supplies	71,875	71,875
3. Other Services and Charges	980,174	980,174
4. Capital Outlay	<u>6,249</u>	<u>6,249</u>
TOTAL	2,291,667	2,291,667
DEPARTMENT OF PUBLIC WORKS	CITY CUMULATIVE CAPITAL	
DEVELOPMENT FUND		
Storm and Wastewater Management Division		
1. Personal Services		
2. Supplies	<u>400,000</u>	<u>400,000</u>
3. Other Services and Charges	3,400,000	3,400,000
4. Capital Outlay		
TOTAL	<u>3,800,000</u>	<u>3,800,000</u>
DEPARTMENT OF PUBLIC WORKS	SOLID WASTE DISPOSAL FUND	
Solid Waste Management Division		
1. Personal Services	424,599	424,599
2. Supplies	192,233	192,233
3. Other Services and Charges	23,832,007	23,832,007
4. Capital Outlay	<u>67,473</u>	<u>67,473</u>
TOTAL	24,516,312	24,516,312
DEPARTMENT OF PUBLIC WORKS	FLOOD CONTROL GENERAL FUND	
Solid Waste Management Division		
1. Personal Services	430,173	430,173
2. Supplies	20,413	20,413
3. Other Services and Charges	173,076	173,076
4. Capital Outlay	<u>11,100</u>	<u>11,100</u>
TOTAL	634,762	634,762
DEPARTMENT OF PUBLIC WORKS	CONSOLIDATED COUNTY FUND	
Environmental Resources Management Division		
1. Personal Services	1,100,735	1,100,735
2. Supplies	54,450	54,450
3. Other Services and Charges	247,827	247,827
4. Capital Outlay	<u>112,900</u>	<u>112,900</u>
TOTAL	1,515,912	1,515,912
DEPARTMENT OF PUBLIC WORKS	SANITATION GENERAL FUND	
Environmental Resources Management Division		
1. Personal Services	1,261,795	1,261,795
2. Supplies	100,375	100,375
3. Other Services and Charges	669,458	669,458
4. Capital Outlay	<u>109,570</u>	<u>109,570</u>
TOTAL	2,141,198	2,141,198
DEPARTMENT OF TRANSPORTATION	TRANSPORTATION FUND	
Finance and Administration Division		
1. Personal Services	2,888,130	2,888,130
2. Supplies	151,401	151,401
3. Other Services and Charges	4,641,958	4,641,958
4. Capital Outlay	<u>536,800</u>	<u>536,800</u>
TOTAL	8,218,289	8,218,289

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
DEPARTMENT OF TRANSPORTATION	PARKING METER FUND	
Finance and Administration Division		
1. Personal Services	901,195	901,195
2. Supplies	78,400	78,400
3. Other Services and Charges	696,845	696,845
4. Capital Outlay	<u>65,000</u>	<u>65,000</u>
TOTAL	1,741,440	1,741,440
DEPARTMENT OF TRANSPORTATION	TRANSPORTATION FUND	
Operations Division		
1. Personal Services	6,767,781	6,767,781
2. Supplies	3,347,500	3,347,500
3. Other Services and Charges	4,929,370	4,929,370
4. Capital Outlay	<u>439,900</u>	<u>439,900</u>
TOTAL	15,484,551	15,484,551
DEPARTMENT OF TRANSPORTATION	ARTERIAL ROADS AND STREETS FUND	
Operations Division		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	5,142,000	5,142,000
4. Capital Outlay	<u> </u>	<u> </u>
TOTAL	5,142,000	5,142,000
DEPARTMENT OF TRANSPORTATION	TRANSPORTATION FUND	
Asset Management Division		
1. Personal Services	2,982,288	2,982,288
2. Supplies	72,100	72,100
3. Other Services and Charges	7,273,040	7,273,040
4. Capital Outlay	<u>44,500</u>	<u>44,500</u>
TOTAL	10,371,928	10,371,928
DEPARTMENT OF TRANSPORTATION	ARTERIAL ROADS AND STREETS FUND	
Asset Management Division		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	<u> </u>	<u> </u>
4. Capital Outlay	<u>3,100,000</u>	<u>3,100,000</u>
TOTAL	3,100,000	3,100,000
DEPARTMENT OF TRANSPORTATION	PARKING METER FUND	
Asset Management Division		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	1,985,921	1,300,000
4. Capital Outlay	<u> </u>	<u> </u>
TOTAL	1,985,921	1,300,000

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
DEPARTMENT OF TRANSPORTATION	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
Asset Management Division		
1. Personal Services		
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay	<u>3,100,000</u>	<u>3,100,000</u>
TOTAL	3,100,000	3,100,000
DEPARTMENT OF TRANSPORTATION	CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND	
Asset Management Division		
1. Personal Services		
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay	<u>1,850,000</u>	<u>1,850,000</u>
TOTAL	1,850,000	1,850,000
DEPARTMENT OF PUBLIC SAFETY	CITY GENERAL FUND	
Office of the Director		
1. Personal Services	360,137	360,137
2. Supplies	4,200	4,200
3. Other Services and Charges	621,600	621,600
4. Capital Outlay	<u>11,000</u>	<u>11,000</u>
TOTAL	996,937	996,937
DEPARTMENT OF PUBLIC SAFETY	CITY CUMULATIVE CAPITAL DEVELOPMENT	
Police Division		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	<u>3,388,702</u>	<u>3,388,702</u>
4. Capital Outlay		
TOTAL	3,388,702	3,388,702
DEPARTMENT OF PUBLIC SAFETY	CITY CUMULATIVE CAPITAL IMPROVEMENT FUND	
Fire Division		
1. Personal Services		
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay	<u>577,000</u>	<u>577,000</u>
TOTAL	577,000	577,000
DEPARTMENT OF PUBLIC SAFETY	CONSOLIDATED COUNTY FUND	
Emergency Management Planning Division		
1. Personal Services	169,318	169,318
2. Supplies	13,570	13,570
3. Other Services and Charges	164,570	164,570
4. Capital Outlay	<u>14,000</u>	<u>14,000</u>
TOTAL	361,458	361,458
DEPARTMENT OF PUBLIC SAFETY	CONSOLIDATED COUNTY FUND	
Weights and Measures Division		
1. Personal Services	284,112	284,112
2. Supplies	1,000	1,000
3. Other Services and Charges	63,807	63,807
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	348,919	348,919

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
DEPARTMENT OF PUBLIC SAFETY	CONSOLIDATED COUNTY FUND	
Animal Control Division		
1. Personal Services	940,804	940,804
2. Supplies	44,159	44,159
3. Other Services and Charges	593,404	593,404
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	1,583,367	1,583,367
DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL FUND	
1. Personal Services	11,305,251	11,305,251
2. Supplies	1,878,920	1,878,920
3. Other Services and Charges	7,757,656	7,757,656
4. Capital Outlay	<u>601,532</u>	<u>601,532</u>
TOTAL	21,543,359	21,543,359
DEPARTMENT OF PARKS AND RECREATION	CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND	
Administration Division		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	<u> </u>	<u> </u>
4. Capital Outlay	<u>3,750,000</u>	<u>3,750,000</u>
TOTAL	3,750,000	3,750,000
DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL/GOLF FUND	
Golf Division		
1. Personal Services	1,839,831	1,839,831
2. Supplies	616,797	616,797
3. Other Services and Charges	1,539,879	1,539,879
4. Capital Outlay	<u>207,733</u>	<u>207,733</u>
TOTAL	4,204,240	4,204,240

Section 1.02. Marion County Appropriations for 1993.

For the expenses of the Marion County government and its institutions for the calendar year beginning January 1, 1993, and ending December 31, 1993, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund, Surveyor's Corner Perpetuation Fund, Supplemental Adult Probation Fees Fund, Juvenile Probation Fees Fund, Guardian Ad Litem Fund, County User Fee Fund, Alcohol and Drug Services Fund, County Extradition Fund, Law Enforcement Fund, Supplemental Public Defender Fund and Cumulative Capital Development Fund; for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
(a) COUNTY ADMINISTRATOR - Dept. 01		
COUNTY GENERAL FUND		
1. Personal Services	0	0
2. Supplies	260	260
3. Other Services and Charges	742,656	742,656
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	742,916	742,916

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(b) COUNTY AUDITOR - Dept. 02		
COUNTY GENERAL FUND		
1. Personal Services	15,487,259	15,502,380
2. Supplies	24,027	24,027
3. Other Services and Charges	11,618,028	11,618,028
4. Capital Outlay	<u>121,727</u>	<u>121,727</u>
TOTAL	27,251,041	27,266,162
PROPERTY REASSESSMENT FUND		
1. Personal Services	202,090	202,090
2. Supplies	600	600
3. Other Services and Charges	220,000	220,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	422,690	422,690
COUNTY USER FEE FUND		
1. Personal Services	130,121	130,121
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	130,121	130,121
SURVEYOR'S CORNER PERPETUATION FUND		
1. Personal Services	2,911	2,911
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	2,911	2,911
SUPPLEMENTAL ADULT PROBATION FEES FUND		
1. Personal Services	212,638	212,638
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	212,638	212,638
JUVENILE PROBATION FEES FUND		
1. Personal Services	5,703	5,703
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	5,703	5,703
LAW ENFORCEMENT FUND		
1. Personal Services	59,408	59,408
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	59,408	59,408
ALCOHOL AND DRUG SERVICES FUND		
1. Personal Services	70,763	70,763
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	70,763	70,763

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
CUMULATIVE CAPITAL DEVELOPMENT FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	0	0
(c) COUNTY COMMISSIONERS - Dept. 03		
COUNTY GENERAL FUND		
1. Personal Services	38,010	38,010
2. Supplies	1,087	1,087
3. Other Services and Charges	5,696	5,696
4. Capital Outlay	<u>4,088</u>	<u>4,088</u>
TOTAL	48,881	48,881
(d) CLERK OF THE CIRCUIT COURT - Dept. 04		
COUNTY GENERAL FUND		
1. Personal Services	2,400,106	2,469,159
2. Supplies	52,229	55,196
3. Other Services and Charges	1,302,279	2,150,991
4. Capital Outlay	<u>13,802</u>	<u>16,175</u>
TOTAL	3,768,416	4,691,521
(e) COUNTY ELECTION BOARD - Dept. 05		
COUNTY GENERAL FUND		
1. Personal Services	133,992	133,992
2. Supplies	37,400	37,400
3. Other Services and Charges	172,850	172,850
4. Capital Outlay	<u>15,000</u>	<u>15,000</u>
TOTAL	359,242	359,242
(f) VOTERS REGISTRATION - Dept. 06		
COUNTY GENERAL FUND		
1. Personal Services	403,884	403,884
2. Supplies	18,000	18,000
3. Other Services and Charges	72,171	72,171
4. Capital Outlay	<u>218,861</u>	<u>218,861</u>
TOTAL	712,916	712,916
(g) COUNTY CORONER - Dept. 07		
COUNTY GENERAL FUND		
1. Personal Services	294,816	294,816
2. Supplies	19,795	19,795
3. Other Services and Charges	537,566	537,566
4. Capital Outlay	<u>5,097</u>	<u>5,097</u>
TOTAL	857,274	857,274
(h) COUNTY RECORDER - Dept. 08		
COUNTY GENERAL FUND		
1. Personal Services	548,705	556,206
2. Supplies	18,802	18,802
3. Other Services and Charges	223,237	223,237
4. Capital Outlay	<u>6,268</u>	<u>6,268</u>
TOTAL	797,012	804,513

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
COUNTY RECORDER'S PERPETUATION FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	7,140	7,140
4. Capital Outlay	<u>152,820</u>	<u>152,820</u>
TOTAL	159,960	159,960
(i) COUNTY TREASURER - Dept. 09 COUNTY GENERAL FUND		
1. Personal Services	778,693	778,693
2. Supplies	34,166	34,166
3. Other Services and Charges	860,422	860,422
4. Capital Outlay	<u>46,060</u>	<u>46,060</u>
TOTAL	1,719,341	1,719,341
(j) COUNTY SURVEYOR - Dept. 10 COUNTY GENERAL FUND		
1. Personal Services	311,199	311,199
2. Supplies	3,100	3,100
3. Other Services and Charges	113,194	113,194
4. Capital Outlay	<u>21,541</u>	<u>21,541</u>
TOTAL	449,034	449,034
SURVEYOR'S CORNER PERPETUATION FUND		
1. Personal Services	12,400	12,400
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>17,000</u>	<u>17,000</u>
TOTAL	29,400	29,400
(k) INFORMATION SERVICES AGENCY - Dept. 12 COUNTY GENERAL FUND		
1. Personal Services	2,592,287	2,592,287
2. Supplies	247,651	247,651
3. Other Services and Charges	4,566,419	4,566,419
4. Capital Outlay	<u>2,300,600</u>	<u>2,300,600</u>
TOTAL	9,706,957	9,706,957
(l) MARION COUNTY HEALTHCARE CENTER - Dept. 14 COUNTY GENERAL FUND		
1. Personal Services	3,964,176	3,964,176
2. Supplies	1,057,230	1,057,230
3. Other Services and Charges	1,172,845	1,172,845
4. Capital Outlay	<u>110,219</u>	<u>110,219</u>
TOTAL	6,304,470	6,304,470
(m) COUNTY ASSESSOR - Dept. 15 COUNTY GENERAL FUND		
1. Personal Services	335,035	335,035
2. Supplies	5,377	5,377
3. Other Services and Charges	81,760	81,760
4. Capital Outlay	<u>2,716</u>	<u>2,716</u>
TOTAL	424,888	424,888

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
PROPERTY REASSESSMENT FUND		
1. Personal Services	36,441	36,441
2. Supplies	9,100	9,100
3. Other Services and Charges	141,490	141,490
4. Capital Outlay	<u>14,000</u>	<u>14,000</u>
TOTAL	201,031	201,031
(n) CENTER TOWNSHIP ASSESSOR - Dept. 16		
COUNTY GENERAL FUND		
1. Personal Services	876,468	876,468
2. Supplies	13,735	13,735
3. Other Services and Charges	224,479	224,479
4. Capital Outlay	<u>1,119</u>	<u>1,119</u>
TOTAL	1,115,801	1,115,801
PROPERTY REASSESSMENT FUND		
1. Personal Services	120,000	120,000
2. Supplies	5,000	5,000
3. Other Services and Charges	25,000	25,000
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	155,000	155,000
(o) DECATUR TOWNSHIP ASSESSOR - Dept. 17		
COUNTY GENERAL FUND		
1. Personal Services	163,539	163,539
2. Supplies	3,696	3,696
3. Other Services and Charges	48,470	48,470
4. Capital Outlay	<u>2,007</u>	<u>2,007</u>
TOTAL	217,712	217,712
PROPERTY REASSESSMENT FUND		
1. Personal Services	22,500	22,500
2. Supplies	1,100	1,100
3. Other Services and Charges	442,608	442,608
4. Capital Outlay	<u>60,000</u>	<u>60,000</u>
TOTAL	526,208	526,208
(p) FRANKLIN TOWNSHIP ASSESSOR - Dept. 18		
COUNTY GENERAL FUND		
1. Personal Services	181,596	181,596
2. Supplies	3,323	3,323
3. Other Services and Charges	49,461	49,461
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	234,380	234,380
PROPERTY REASSESSMENT FUND		
1. Personal Services	50,000	50,000
2. Supplies	300	300
3. Other Services and Charges	2,600	2,600
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	57,900	57,900

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(q) LAWRENCE TOWNSHIP ASSESSOR - Dept. 19		
COUNTY GENERAL FUND		
1. Personal Services	266,153	266,153
2. Supplies	6,600	6,600
3. Other Services and Charges	77,249	77,249
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	350,002	350,002
PROPERTY REASSESSMENT FUND		
1. Personal Services	90,000	90,000
2. Supplies	500	500
3. Other Services and Charges	6,500	6,500
4. Capital Outlay	<u>1,000</u>	<u>1,000</u>
TOTAL	98,000	98,000
(r) PERRY TOWNSHIP ASSESSOR - Dept. 20		
COUNTY GENERAL FUND		
1. Personal Services	258,745	258,745
2. Supplies	6,748	6,748
3. Other Services and Charges	79,502	79,502
4. Capital Outlay	<u>2,424</u>	<u>2,424</u>
TOTAL	347,419	347,419
PROPERTY REASSESSMENT FUND		
1. Personal Services	68,000	68,000
2. Supplies	5,000	5,000
3. Other Services and Charges	48,000	48,000
4. Capital Outlay	<u>10,000</u>	<u>10,000</u>
TOTAL	131,000	131,000
(s) PIKE TOWNSHIP ASSESSOR - Dept. 21		
COUNTY GENERAL FUND		
1. Personal Services	268,300	268,300
2. Supplies	4,283	4,283
3. Other Services and Charges	101,601	101,601
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	374,184	374,184
PROPERTY REASSESSMENT FUND		
1. Personal Services	86,525	86,525
2. Supplies	2,250	2,250
3. Other Services and Charges	12,000	12,000
4. Capital Outlay	<u>7,000</u>	<u>7,000</u>
TOTAL	107,775	107,775
(t) WARREN TOWNSHIP ASSESSOR - Dept. 22		
COUNTY GENERAL FUND		
1. Personal Services	339,765	339,765
2. Supplies	7,825	7,825
3. Other Services and Charges	148,413	148,413
4. Capital Outlay	<u>4,387</u>	<u>4,387</u>
TOTAL	500,390	500,390

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
PROPERTY REASSESSMENT FUND		
1. Personal Services	132,501	132,501
2. Supplies	13,800	13,800
3. Other Services and Charges	7,800	7,800
4. Capital Outlay	<u>3,500</u>	<u>3,500</u>
TOTAL	157,601	157,601
(u) WASHINGTON TOWNSHIP ASSESSOR - Dept. 23		
COUNTY GENERAL FUND		
1. Personal Services	456,200	456,200
2. Supplies	6,630	6,630
3. Other Services and Charges	94,899	94,899
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	557,729	557,729
PROPERTY REASSESSMENT FUND		
1. Personal Services	134,270	134,270
2. Supplies	5,100	5,100
3. Other Services and Charges	47,300	47,300
4. Capital Outlay	<u>21,300</u>	<u>21,300</u>
TOTAL	207,970	207,970
(v) WAYNE TOWNSHIP ASSESSOR - Dept. 24		
COUNTY GENERAL FUND		
1. Personal Services	414,852	414,852
2. Supplies	2,477	2,477
3. Other Services and Charges	129,599	129,599
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	546,928	546,928
PROPERTY REASSESSMENT FUND		
1. Personal Services	120,824	120,824
2. Supplies	9,746	9,746
3. Other Services and Charges	36,869	36,869
4. Capital Outlay	<u>23,278</u>	<u>23,278</u>
TOTAL	190,717	190,717
(w) PROSECUTING ATTORNEY - Dept. 30		
COUNTY GENERAL FUND		
1. Personal Services	3,301,917	3,301,917
2. Supplies	82,765	82,765
3. Other Services and Charges	1,035,163	1,035,163
4. Capital Outlay	<u>5,140</u>	<u>5,140</u>
TOTAL	4,424,985	4,424,985
COUNTY USER FEE FUND		
1. Personal Services	510,000	510,000
2. Supplies	267,956	267,956
3. Other Services and Charges	35,000	35,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	812,956	812,956

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(x) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31		
COUNTY GENERAL FUND		
1. Personal Services	1,656,439	1,719,447
2. Supplies	82,152	82,152
3. Other Services and Charges	649,528	649,528
4. Capital Outlay	<u>18,001</u>	<u>18,001</u>
TOTAL	2,406,120	2,469,128
(y) FORENSIC SERVICES AGENCY - Dept. 32		
COUNTY GENERAL FUND		
1. Personal Services	1,287,878	1,287,878
2. Supplies	168,251	168,251
3. Other Services and Charges	262,064	262,064
4. Capital Outlay	<u>92,110</u>	<u>92,110</u>
TOTAL	1,810,303	1,810,303
LAW ENFORCEMENT FUND		
1. Personal Services	32,300	32,300
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	32,300	32,300
(z) COUNTY SHERIFF - Dept. 33		
COUNTY GENERAL FUND		
1. Personal Services	25,450,286	25,450,286
2. Supplies	1,613,657	1,613,657
3. Other Services and Charges	8,496,928	8,496,928
4. Capital Outlay	<u>10,000</u>	<u>10,000</u>
TOTAL	35,570,871	35,570,871
COUNTY EXTRADITION FUND		
1. Personal Services	0	0
2. Supplies	15,000	15,000
3. Other Services and Charges	85,000	85,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	100,000	100,000
CUMULATIVE CAPITAL DEVELOPMENT FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>1,622,381</u>	<u>1,622,381</u>
TOTAL	1,622,381	1,622,381
(aa) COMMUNITY CORRECTIONS - Dept 34		
COUNTY GENERAL FUND		
1. Personal Services	15,401	15,401
2. Supplies	750	750
3. Other Services and Charges	487,076	487,076
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	503,227	503,227

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
(bb) CIRCUIT COURT - Dept. 35		
COUNTY GENERAL FUND		
1. Personal Services	265,880	265,880
2. Supplies	2,410	2,410
3. Other Services and Charges	56,336	56,336
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	324,626	324,626
(cc) PRESIDING JUDGE OF THE MUNICIPAL COURT - Dept. 36		
COUNTY GENERAL FUND		
1. Personal Services	3,474,884	3,474,884
2. Supplies	144,232	144,232
3. Other Services and Charges	1,558,188	1,558,188
4. Capital Outlay	<u>23,588</u>	<u>23,588</u>
TOTAL	5,200,892	5,200,892
SUPPLEMENTAL ADULT PROBATION FEES FUND		
1. Personal Services	606,000	606,000
2. Supplies	10,000	10,000
3. Other Services and Charges	49,290	49,290
4. Capital Outlay	<u>20,000</u>	<u>20,000</u>
TOTAL	685,290	685,290
ALCOHOL AND DRUG SERVICES FUND		
1. Personal Services	301,500	301,500
2. Supplies	5,000	5,000
3. Other Services and Charges	23,000	23,000
4. Capital Outlay	<u>7,000</u>	<u>7,000</u>
TOTAL	336,500	336,500
(dd) MARION COUNTY JUSTICE AGENCY - Dept. 37		
COUNTY GENERAL FUND		
1. Personal Services	945,462	945,462
2. Supplies	12,201	12,201
3. Other Services and Charges	830,607	830,607
4. Capital Outlay	<u>7,312</u>	<u>7,312</u>
TOTAL	1,795,582	1,795,582
LAW ENFORCEMENT FUND		
1. Personal Services	220,820	220,820
2. Supplies	49,540	49,540
3. Other Services and Charges	693,510	693,510
4. Capital Outlay	<u>130,000</u>	<u>130,000</u>
TOTAL	1,093,870	1,093,870
(ee) SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE - Dept. 41		
COUNTY GENERAL FUND		
1. Personal Services	223,613	223,613
2. Supplies	2,700	2,700
3. Other Services and Charges	58,628	58,628
4. Capital Outlay	<u>3,292</u>	<u>3,292</u>
TOTAL	288,233	288,233

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(ff) SUPERIOR COURT, CRIMINAL DIVISION, ROOM TWO - Dept. 42 COUNTY GENERAL FUND		
1. Personal Services	219,641	219,641
2. Supplies	4,900	4,900
3. Other Services and Charges	73,283	73,283
4. Capital Outlay	<u>2,122</u>	<u>2,122</u>
TOTAL	299,946	299,946
(gg) SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE - Dept. 43 COUNTY GENERAL FUND		
1. Personal Services	220,100	220,100
2. Supplies	4,000	4,000
3. Other Services and Charges	68,997	68,997
4. Capital Outlay	<u>3,200</u>	<u>3,200</u>
TOTAL	296,297	296,297
(hh) SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR - Dept. 44 COUNTY GENERAL FUND		
1. Personal Services	221,226	221,226
2. Supplies	4,100	4,100
3. Other Services and Charges	72,250	72,250
4. Capital Outlay	<u>2,210</u>	<u>2,210</u>
TOTAL	299,786	299,786
(ii) SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE - Dept. 45 COUNTY GENERAL FUND		
1. Personal Services	218,280	218,280
2. Supplies	4,000	4,000
3. Other Services and Charges	64,709	64,709
4. Capital Outlay	<u>2,500</u>	<u>2,500</u>
TOTAL	289,489	289,489
(jj) SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX - Dept. 46 COUNTY GENERAL FUND		
1. Personal Services	222,308	222,308
2. Supplies	4,000	4,000
3. Other Services and Charges	56,002	56,002
4. Capital Outlay	<u>4,000</u>	<u>4,000</u>
TOTAL	286,310	286,310
(kk) SUPERIOR COURT, JUVENILE DIVISION/DETENTION CENTER - Dept. 48 COUNTY GENERAL FUND		
1. Personal Services	5,574,418	5,574,418
2. Supplies	489,631	489,631
3. Other Services and Charges	878,925	878,925
4. Capital Outlay	<u>31,941</u>	<u>31,941</u>
TOTAL	6,974,915	6,974,915
CUMULATIVE CAPITAL DEVELOPMENT FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	1,588,000	1,588,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	1,588,000	1,588,000

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
JUVENILE PROBATION FEES FUND		
1. Personal Services	24,297	24,297
2. Supplies	10,000	10,000
3. Other Services and Charges	50,000	50,000
4. Capital Outlay	<u>10,000</u>	<u>10,000</u>
TOTAL	94,297	94,297
COUNTY USER FEES FUND		
1. Personal Services	44,413	44,413
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	44,413	44,413
GUARDIAN AD LITEM FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	60,300	60,300
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	60,300	60,300
(II) SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPARTMENT - Dept. 50		
COUNTY GENERAL FUND		
1. Personal Services	878,391	878,391
2. Supplies	5,962	5,962
3. Other Services and Charges	118,564	118,564
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	1,002,917	1,002,917
SUPPLEMENTAL ADULT PROBATION FEES FUND		
1. Personal Services	300,000	300,000
2. Supplies	6,500	6,500
3. Other Services and Charges	30,000	30,000
4. Capital Outlay	<u>3,500</u>	<u>3,500</u>
TOTAL	340,000	340,000
(mm) SUPERIOR COURT, CIVIL DIVISION, ROOM ONE - Dept. 51		
COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	2,700	2,700
3. Other Services and Charges	58,915	58,915
4. Capital Outlay	<u>2,500</u>	<u>2,500</u>
TOTAL	206,983	206,983
(nn) SUPERIOR COURT, CIVIL DIVISION, ROOM TWO - Dept. 52		
COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	5,778	5,778
3. Other Services and Charges	59,672	59,672
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	208,318	208,318

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(oo) SUPERIOR COURT, CIVIL DIVISION, ROOM THREE - Dept. 53 COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	5,146	5,146
3. Other Services and Charges	57,525	57,525
4. Capital Outlay	<u>1,667</u>	<u>1,667</u>
TOTAL	207,206	207,206
(pp) SUPERIOR COURT, CIVIL DIVISION, ROOM FOUR - Dept. 54 COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	1,000	1,000
3. Other Services and Charges	57,839	57,839
4. Capital Outlay	<u>2,000</u>	<u>2,000</u>
TOTAL	203,707	203,707
(qq) SUPERIOR COURT, CIVIL DIVISION, ROOM FIVE - Dept. 55 COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	3,000	3,000
3. Other Services and Charges	57,432	57,432
4. Capital Outlay	<u>2,330</u>	<u>2,330</u>
TOTAL	205,630	205,630
(rr) SUPERIOR COURT, CIVIL DIVISION, ROOM SIX - Dept. 56 COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	3,587	3,587
3. Other Services and Charges	55,752	55,752
4. Capital Outlay	<u>2,079</u>	<u>2,079</u>
TOTAL	204,286	204,286
(ss) SUPERIOR COURT, CIVIL DIVISION, ROOM SEVEN - Dept. 57 COUNTY GENERAL FUND		
1. Personal Services	142,868	142,868
2. Supplies	2,700	2,700
3. Other Services and Charges	58,727	58,727
4. Capital Outlay	<u>2,679</u>	<u>2,679</u>
TOTAL	206,974	206,974
(tt) SUPERIOR COURT, PROBATE DIVISION - Dept. 60 COUNTY GENERAL FUND		
1. Personal Services	362,532	362,532
2. Supplies	4,363	4,363
3. Other Services and Charges	128,218	128,218
4. Capital Outlay	<u>2,991</u>	<u>2,991</u>
TOTAL	498,104	498,104
(uu) DOMESTIC RELATIONS COUNSELING BUREAU - Dept. 61 COUNTY GENERAL FUND		
1. Personal Services	177,753	177,753
2. Supplies	3,441	3,441
3. Other Services and Charges	39,525	39,525
4. Capital Outlay	<u>1,431</u>	<u>1,431</u>
TOTAL	222,150	222,150

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
(vv) COURT SERVICES - Dept. 62		
COUNTY GENERAL FUND		
1. Personal Services	69,053	-0-
2. Supplies	2,967	-0-
3. Other Services and Charges	573,712	-0-
4. Capital Outlay	<u>2,373</u>	-0-
TOTAL	648,105	-0-
(ww) MARION COUNTY LAW LIBRARY - Dept. 63		
COUNTY GENERAL FUND		
1. Personal Services	52,771	52,771
2. Supplies	1,492	1,492
3. Other Services and Charges	25,999	25,999
4. Capital Outlay	<u>113,560</u>	<u>113,560</u>
TOTAL	193,822	193,822
(xx) SUPERIOR COURT, GENERAL TERM REPORTER - Dept. 64		
COUNTY GENERAL FUND		
1. Personal Services	27,760	27,760
2. Supplies	2,940	2,940
3. Other Services and Charges	9,854	9,854
4. Capital Outlay	<u>659</u>	<u>659</u>
TOTAL	41,213	41,213
(yy) SUPERIOR COURT, TITLE IV-D COURT Dept. 65		
COUNTY GENERAL FUND		
1. Personal Services	118,443	118,443
2. Supplies	1,500	1,500
3. Other Services and Charges	45,498	45,498
4. Capital Outlay	<u>1,673</u>	<u>1,673</u>
TOTAL	167,114	167,114
(zz) MARION COUNTY DRUG COURT Dept. 66		
COUNTY GENERAL FUND		
1. Personal Services	122,923	122,923
2. Supplies	2,375	2,375
3. Other Services and Charges	59,512	59,512
4. Capital Outlay	<u>1,837</u>	<u>1,837</u>
TOTAL	186,647	186,647
(aaa) COOPERATIVE EXTENSION SERVICE - Dept. 81		
COUNTY GENERAL FUND		
1. Personal Services	191,720	191,720
2. Supplies	38,452	38,452
3. Other Services and Charges	598,026	598,026
4. Capital Outlay	<u>8,411</u>	<u>8,411</u>
TOTAL	836,609	836,609
(bbb) MARION COUNTY CHILDREN'S GUARDIAN HOME - Dept. 85		
COUNTY GENERAL FUND		
1. Personal Services	1,022,077	1,022,077
2. Supplies	209,898	209,898
3. Other Services and Charges	146,089	146,089
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	1,378,064	1,378,064

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	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
CUMULATIVE CAPITAL DEVELOPMENT FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	312,000	312,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	312,000	312,000
(ccc) MARION COUNTY PUBLIC DEFENDER AGENCY		
COUNTY GENERAL FUND		
1. Personal Services	1,145,993	1,145,993
2. Supplies	9,898	9,898
3. Other Services and Charges	1,136,767	1,136,767
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	2,292,658	2,292,658
SUPPLEMENTAL PUBLIC DEFENDER FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	338,560	338,560
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	338,560	338,560

Section 1.03. Appropriations for City Sinking Funds for 1993.

For purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Consolidated City and its special taxing districts, there are hereby appropriated for 1993 the respective sums hereinafter set forth for the respective funds:

	ORIGINAL PUBLISHED BUDGET <u>APPROPRIATION</u>	BUDGET APPROVED BY CITY-COUNTY <u>COUNCIL</u>
(a) CITY GENERAL SINKING FUND		
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	1,626,702	1,626,702
4. Capital Outlay	_____	_____
TOTAL	1,626,702	1,626,702
(b) REDEVELOPMENT DISTRICT SINKING FUND		
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	770,775	770,775
4. Capital Outlay	_____	_____
TOTAL	770,775	770,775
(c) SANITARY DISTRICT SINKING FUND		
1. Personal Services	_____	_____
2. Supplies	_____	_____
3. Other Services and Charges	15,636,731	15,636,731
4. Capital Outlay	_____	_____
TOTAL	15,636,731	15,636,731

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	<u>ORIGINAL PUBLISHED BUDGET APPROPRIATION</u>	<u>BUDGET APPROVED BY CITY-COUNTY COUNCIL</u>
(d) FLOOD CONTROL DISTRICT SINKING FUND		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	3,912,701	3,912,701
4. Capital Outlay	<u> </u>	<u> </u>
TOTAL	3,912,701	3,912,701
(e) METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	7,193,002	7,193,002
4. Capital Outlay	<u> </u>	<u> </u>
TOTAL	7,193,002	7,193,002
(f) METROPOLITAN PARK DISTRICT SINKING FUND		
1. Personal Services	<u> </u>	<u> </u>
2. Supplies	<u> </u>	<u> </u>
3. Other Services and Charges	2,054,802	2,054,802
4. Capital Outlay	<u> </u>	<u> </u>
TOTAL	2,054,802	2,054,802

Section 1.04. Marion County Bond Sinking Fund Appropriations for 1993.

For the calendar year 1993, there is hereby appropriated out of the Marion County Bond Sinking Fund the following:

COUNTY SINKING FUND		
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	0	0

Section 1.05. Summary of Appropriations.

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
Executive and Legislative	11,908,288	13,244,981	31,194,713			56,347,982
Administration	19,465,462					19,465,462
Metropolitan Development	28,885,006	7,298,500			19,456,156	55,639,662
Public Works	87,090,313			5,780,000		92,870,313
Transportation	34,074,768	11,283,440		4,950,000		50,308,208
Public Safety	3,290,681			3,965,702		7,256,383
Parks	25,657,599			3,750,000		29,407,599
TOTAL	210,462,117	31,826,921	31,194,713	18,445,702	19,456,156	311,385,609

Section 1.05. Summary of Appropriations

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
County Administration	742,916					742,916
County Auditor	27,266,162	904,234				28,170,396
County Commissioners	48,881					48,881
Clerk of the Circuit Court	4,691,521					4,043,416
County Election Board	359,242					359,242
Voter's Registration	712,916					712,916
County Coroner	857,274					857,274
County Recorder	804,513	159,960				964,473
County Treasurer	1,719,341					1,719,341
County Surveyor	449,034	29,400				478,434
Information Services Agency	9,706,957					9,706,957
Marion County Healthcare Center	6,304,470					6,304,470
County Assessor	424,888	201,031				625,919
Center Township Assessor	1,115,801	155,000				1,270,801
Decatur Township Assessor	217,712	526,208				743,920
Franklin Township Assessor	234,380	57,900				292,280
Lawrence Township Assessor	350,002	98,000				448,002
Perry Township Assessor	347,419	131,000				478,419
Pike Township Assessor	374,184	107,775				481,959
Warren Township Assessor	500,390	157,601				657,991
Washington Township Assessor	557,729	207,970				765,699

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
Wayne Township Assessor	546,928	190,717				737,645
Prosecuting Attorney	4,424,985	812,956				5,237,941
Prosecutor's Child Support IV-D	2,469,128					2,469,128
Forensic Services Agency	1,810,303	32,300				1,842,603
County Sheriff	35,570,871	100,000		1,622,381		37,293,252
Community Corrections	503,227					503,227
Circuit Court	324,626					324,626
Presiding Judge of Municipal Court	5,200,892	1,021,790				6,222,682
Marion County Justice Agency	1,795,582	1,093,870				2,889,452
Superior Ct., Criminal Div. I	288,233					288,233
Superior Ct., Criminal Div. II	299,946					299,946
Superior Ct., Criminal Div. III	296,297					296,297
Superior Ct., Criminal Div. IV	299,786					299,786
Superior Ct., Criminal Div. V	289,489					289,489
Superior Ct., Criminal Div. VI	286,310					286,310
Superior Ct., Juvenile Div/Det Ctr	6,974,915	199,010		1,588,000		8,761,925
Superior Ct., Criminal Probation	1,002,917	340,000				1,342,917
Superior Ct., Civil Div. I	206,983					206,983
Superior Ct., Civil Div. II	208,318					208,318

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
Superior Ct., Civil Div. III	207,206					207,206
Superior Ct., Civil Div. IV	203,707					203,707
Superior Ct., Civil Div. V	205,630					205,630
Superior Ct., Civil Div. VI	204,286					204,286
Superior Ct., Civil Div. VII	206,974					206,974
Superior Ct., Probate Division	498,104					498,104
Dom. Relations Counseling Bureau	222,150					222,150
Court Services	0					648,105
Marion County Law Library	193,822					193,822
Superior Ct., General Term Reporter	41,213					41,213
Superior Ct., Title IV-D Court	167,114					167,114
Marion County Drug Court	186,647					186,647
Cooperative Extension Service	836,609					836,609
Children's Guardian Home	1,378,064			312,000		1,690,064
Public Defender Services	2,322,658	338,560				2,661,218
TOTAL	127,459,652	6,865,282		3,522,381		137,847,315

ARTICLE TWO
MISCELLANEOUS ANNUAL ESTIMATED REVENUES
FOR THE CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 2.01. Allocation and Estimates of the Consolidated City.

To defray the costs of government of the Consolidated City of Indianapolis and its special taxing districts in accordance with the appropriations stated in Sections 1.01 and 1.03 of this ordinance, the anticipated and estimated revenues of the Consolidated City and its special taxing districts are hereby allocated to the respective funds as herein stated; and in accordance with law and such allocations, the revenues, other than property taxes collectible in 1993, the portions of current balances and the revenues from taxation provided by the several levies fixed in Section 7.01 of this ordinance, are allocated to finance the amounts budgeted from each fund.

(a) CITY GENERAL FUND. The City General Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on alcoholic beverages, cigarettes and inheritances, amounts received for city licenses, Municipal Court fees, Barrett Law transfers, Controller's fees, and all other miscellaneous revenues derived from sources connected with the operation of those portions of city government whose appropriations are out of the City General Fund, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CITY GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
County Option Income Tax	4,130,800	1,672,139
State Liquor Excise Tax Distributions		411,900
State Alcoholic Beverage		
Gallonage Tax Distribution	8,600	15,900
County Cumulative Fund		-0-
Inheritance Tax	500,000	1,000,000
Cigarette Tax	-0-	348,627
ALL OTHER REVENUE		
Telephone Franchise	4,155	12,000
Cable Television Franchise Fee	1,501,525	2,100,000
Interest	315,000	1,000,000
License	96,900	290,000
Federal		145,565
Controller License Fees	35,600	90,000
Police	25,000	25,000
DPW - Property Sale Fee	188,628	200,000
DPW Reimbursement - Administration	1,869,073	4,408,000
Insurance Refunds	274,000	50,000
Wellness Program Charge Back	7,678	871,572
Workmens Comp. Ins. Charge Back	100,000	85,000
Intergovernmental - County	225,000	
DOA Director - Vehicle Insurance Charge Back	200,000	200,000
DOA Director - Telephone Charge Back	717,699	150,000
Industrial Development Bonds	18,000	25,000
Consolidated County		400,000
Other	310	700
TOTAL	10,217,968	13,501,403

(b) CONSOLIDATED COUNTY FUND. The Consolidated County Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on cigarettes, certain miscellaneous revenues derived from the operation of the Department of Metropolitan Development, the Emergency Management Planning Division of the Department of Public Safety, the Air Pollution Control Division of the Department of Public Works, other sources connected with the operations of those portions of Consolidated government whose appropriations are from this fund and from the sales and fees for licenses on dogs, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received

by the levy of a rate of tax for this fund on all the taxable property located in the county as shown in section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CONSOLIDATED COUNTY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
County Option Income Tax	342,026	
Financial Institutions Tax	116,311	216,202
License Excise Tax	529,356	1,155,260
Cigarette Tax	150,000	
<u>ALL OTHER REVENUE</u>		
Interest on Investments	25,000	100,000
Copier Reimbursement	300,000	432,913
D.E.O. - Miscellaneous		1,000
Legal Fee	366,640	859,174
Microfilm - Miscellaneous	50,000	
DMD - Charge Back	226,160	
Planning - Federal Grants	781,565	
Planning - Com. Dev.	450,000	
Develop. Serv. - Licenses and Permits	2,599,523	
Air Pollution Permits and Penalties	42,325	944,500
Air Pollution Fed. Reimbursement	199,311	175,000
Court Fees - Air Pollution	11,910	50,000
Planning - Miscellaneous	395,855	
Emergency Management	97,769	107,300
Animal Control	105,000	220,000
Central Garage Billings	14,940,143	14,747,573
DMD Admin. - Com. Dev.	72,865	
DMD Financial Com. Dev.		100,000
Develop. Serv. - Fees	67,200	
Develop. Serv. - Misc.	192,088	
Develop. Serv. - Com. Dev.	139,723	
Purchasing - Admin. Charge Back	67,239	194,830
Transfer City General Fund		(400,000)
Opportunity fund		175,000
<u>TOTAL</u>	<u>22,268,009</u>	<u>19,078,752</u>

(c) COMMUNITY SERVICES FUND. The Community Services Fund (The Housing and Community Development Act of 1974, as amended) for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all monies received by the City of Indianapolis from federal government for the Housing and Community Development Act of 1974, as amended, and any other federal grants, categorical grants, or special revenue sharing relating to these types of programs granted to the City of Indianapolis whose appropriations are out of the Community Services Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COMMUNITY SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>ALL OTHER REVENUE</u>		
Community Dev. Fed. Revenue	5,734,697	6,893,354
Program Income		158,460
Section 108 Loan	1,580,000	
Other Federal	265,015	
<u>TOTAL</u>	<u>7,579,712</u>	<u>7,051,814</u>

(d) YOUTH AND FAMILY SERVICES FUND. The Youth and Family Services Fund for 1993 consists of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the revenue received from state taxes on alcoholic beverages, all monies received from the federal government under categorical grants and revenue sources derived from the Job Training Partnership Act of 1982, as amended, whose appropriations are out of Youth and Family Services Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
YOUTH AND FAMILY SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
State ABC Gallonage	379,180	700,025
State Liquor Excise Taxes	180,975	299,700
COIT		100,000
<u>ALL OTHER REVENUE</u>		
JTPA Federal Grant	9,532,471	10,888,796
Community Development	516,292	1,046,460
HUD		206,000
Other		4,000
<u>TOTAL</u>	<u>10,608,918</u>	<u>13,244,981</u>

(e) REDEVELOPMENT GENERAL FUND. The Redevelopment General Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from sources connected with the operation of the Economic and Housing Development Division of the Department of Metropolitan Development, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Redevelopment Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
REDEVELOPMENT GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
Financial Institutions Tax	4,469	8,926
License Excise Tax	20,363	47,290
County Option Income Tax	175,000	
<u>ALL OTHER REVENUE</u>		
Community Development	3,701,918	
Intragovernmental Transfers		
UMTA	236,769	
Tax Abatement Revenue	75,000	
Rental Rehabilitation Grant	123,421	
HUD	265,015	
Miscellaneous	175,000	
Operating Leases	333,326	
Indianapolis Foundation		
Section 108 Loan	3,200,997	
Other Federal Grants	3,361,000	
Local Funding	130,784	
Housing Tax Increment	75,000	
Interest on Investments	40,000	
FHWA-PL		
Zoning Tickets		
Contractor Licenses		
Building Permits		

State of Indiana		
Charges for Services		
Other		
In Transfers		
Metropolitan Development Fund Transfer		(10,000)
TOTAL	11,918,062	46,216

(f) METROPOLITAN DEVELOPMENT GENERAL FUND. The Metropolitan Development General Fund is hereby created for 1993 to consist of all fees, charges and other receipts derived from the operation of those activities of the Department of Metropolitan Development the expenditures for which are budgeted as appropriations from the Metropolitan Development General Fund, all of which does not require a general property tax levy for such fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN DEVELOPMENT GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
County Option Income Tax		205,000
ALL OTHER REVENUE		
Community Development		4,657,036
UMTA		2,673,722
Tax Abatement Revenue		225,000
Operating Leases		685,228
Other Federal Grants		7,847,974
Local Funding		194,204
Housing Tax Increment		110,000
Interest on Investments		57,915
FHWA-PL		481,290
Zoning Tickets		13,000
Contractor Licenses		380,000
Building Permits		4,453,545
State of Indiana		1,600,000
Charges for Services		248,860
Other		116,316
In Transfers		1,603,556
UPP 119		249,585
Metropolitan Development Transfer		10,000
TOTAL		25,812,231

(g) INDIANAPOLIS HOUSING AUTHORITY FUND. The Indianapolis Housing Authority Fund for 1993 shall consist of all balances available at the end of fiscal year 1992 for transfer into said fund, a portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from sources connected with the operation of the Indianapolis Housing Authority and its successors, the operations of the Public Housing Division of the Department of Metropolitan Development, grants and subsidies from the Department of Housing and Urban Development for providing public housing, all of which does not require a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS HOUSING AUTHORITY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
County Option Income Tax	125,000	250,000

ALL OTHER REVENUE

Rentals	1,400,002	2,930,642
Community Development	442,753	442,753
HUD Operating Contribution	2,072,857	4,935,372
HUD Modernization Program	10,003,590	10,184,448
Miscellaneous	4,000	167,941
Other Federal	<u>131,998</u>	<u>545,000</u>
TOTAL	14,180,200	19,456,156

(h) SANITATION GENERAL FUND. The Sanitation General Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the operation of the Sanitation Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SANITATION GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Sewer User Charges	22,148,522	51,000,000
Interest on Investments	682,480	1,500,000
Miscellaneous	96,180	200,000
Outside Community User Charges	817,268	1,700,000
Night Soil Dumping	77,262	140,000
Sewer Connecting Charges	170,477	400,000
Sewer Inspection Fees	18,076	40,000
Other fees	24,644	300,000
Industrial Surveillance	32,576	70,000
Sewer Permit Fees	6,625	
Damage Claims	7,687	20,000
Sale of Property		250,000
TOTAL	<u>24,081,797</u>	<u>55,620,000</u>

(i) SOLID WASTE DISPOSAL FUND. The Solid Waste Disposal Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the construction and financing of the Resource Recovery Facility, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SOLID WASTE DISPOSAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Rentals	78,406	160,800
Interest	44,293	100,000
Solid Waste User Charge	5,579,334	10,697,000
Contract Collection Charge	5,665,381	11,043,800
Service Fee	2,131,157	5,302,000
Other	<u>7,822</u>	<u>21,600</u>
TOTAL	13,506,393	27,325,200

(j) FLOOD CONTROL GENERAL FUND. The Flood Control General Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenue derived from sources connected with the operation of the Flood Control Division of the Department of Public Works, those

distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located in the Flood Control Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FLOOD CONTROL GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	18,584	36,220
License Excise Tax	84,593	193,540
ALL OTHER REVENUE		
Interest on Investments	14,806	51,957
Rental	4,905	9,810
Sale of Water	10,500	179,106
Drainage Permits	80,400	200,000
Weed Control	49,428	50,000
Miscellaneous	26,697	27,000
Drainage Inspection	585	2,000
TOTAL	290,498	749,633

(k) TRANSPORTATION FUND. The Transportation Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1993 and allocated to said City of Indianapolis out of the revenues derived from taxes on gasoline, cigarettes, motor vehicles, and other sources connected therewith, miscellaneous revenues from license fees, inheritance taxes, federal highway funds, and other operations of the Department of Transportation, County Auto Excise Surtaxes and County Wheel Taxes, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
TRANSPORTATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
State Motor Vehicle Highway Distributions	10,091,300	18,375,400
Cigarette Tax	673,240	1,278,907
Wheel Tax	4,367,447	9,513,457
ALL OTHER REVENUE		
Interest on Investments	290,900	600,000
Rental	15,000	30,000
Permits	294,185	580,750
Miscellaneous	260,000	10,000
Federal Project Reimbursement	69,000	350,000
County Engineer	20,000	20,000
Service Fees	5,000	51,500
Damage Claims	44,000	0
Engineer Cost Recovery	0	600,000
TOTAL	16,130,072	31,410,014

(l) ARTERIAL ROADS AND STREETS FUND. The Arterial Roads and Streets Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1993 and allocated to said City of Indianapolis or Marion County out of revenues derived from taxes on gasoline, and other sources connected therewith, and miscellaneous fees such as interest earned, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
ARTERIAL ROADS AND STREETS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
State Fuel Tax	3,606,600	7,993,910
ALL OTHER REVENUE		
Interest on Investments	81,900	273,000
Federal Aid Highway	<u>149,000</u>	
TOTAL	<u>3,837,500</u>	<u>8,266,910</u>

(m) PARKING METER FUND. The Parking Meter Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all amounts to be received from parking meter receipts during the year 1993, those revenues from licenses and permit fees connected with special parking privileges, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARKING METER FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Interest on Investments	40,000	80,000
Parking Receipts	850,000	1,900,000
Traffic Violations	0	470,913
Meter Blockouts	35,000	60,000
Opportunity Fund		500,000
Miscellaneous	<u>11,000</u>	<u>11,500</u>
TOTAL	<u>936,000</u>	<u>3,022,413</u>

(m) HISTORIC PRESERVATION FUND. The Historic Preservation Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the receipts of state taxes on alcoholic beverages, and all fees, charges, and miscellaneous revenues derived from the Historic Preservation Commission, which is a division of the Department of Metropolitan Development, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HISTORIC PRESERVATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
State Alcoholic Beverage Gallage Tax Distribution	17,143	31,648
ALL OTHER REVENUE		
Community Development	64,892	125,000
Historic Preservation Fees	<u>10,600</u>	<u>81,584</u>
TOTAL	<u>92,635</u>	<u>238,232</u>

(o) PARK GENERAL FUND. The Park General Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, a portion of the receipts from state taxes on alcoholic

beverages, all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located within the Park Special Taxing District as shown in Section 6.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARK GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	112,294	238,577
License Excise Tax	511,153	1,274,821
State Alcohol Excise Tax	163,173	
Cigarette Tax	33,356	
ALL OTHER REVENUE		
Interest on Investments	38,000	
Admissions	1,932,693	1,213,751
Rentals	201,610	841,887
Concessions	105,000	198,250
Programs	582,500	864,554
Administrative Chargeback		200,000
Sponsorships	6,869	
Damage Claims	8,000	40,000
Federal Grants	99,960	
Foundations Grants	195,000	
Rental Residential	13,310	36,840
Rental Commercial	76,975	111,154
Rental Farm	17,760	35,080
Opportunity		1,902,000
Sale of Plans		23,000
Donations		245,000
Other	2,035	
TOTAL	4,099,688	7,224,914

(o) PARK GENERAL/GOLF FUND. The Park General/Golf Fund for 1993 shall consist of all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARK GENERAL/GOLF FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
Admissions		4,159,240
Programs		185,000
TOTAL		4,344,240

(q) CITY CUMULATIVE CAPITAL DEVELOPMENT FUND. The City Cumulative Capital Development Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, those distribution of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by a levy of a rate of tax for this fund on all taxable property located within the consolidated city as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	100,053	196,899
License Excise Tax	455,895	1,043,168
ALL OTHER REVENUE		
Interest	100,000	448,920
Sale of Vehicles		<u>525,000</u>
TOTAL	<u>655,948</u>	<u>2,213,987</u>

(r) CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. The Consolidated County Cumulative Capital Development Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, and all distributions from the County of the County Cumulative Capital Development Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
ALL OTHER REVENUE		
County	1,841,450	4,817,584
Interest	<u>67,000</u>	<u>200,000</u>
TOTAL	<u>1,908,450</u>	<u>5,017,584</u>

(s) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CITY GENERAL SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	15,675	28,485
License Excise Tax	71,393	150,912
ALL OTHER REVENUE		
Interest	<u>9,000</u>	<u>32,414</u>
TOTAL	<u>96,068</u>	<u>211,811</u>

(i) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
REDEVELOPMENT DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	7,470	12,995
License Excise Tax	34,033	68,849
ALL OTHER REVENUE		
Interest on Investments	<u>6,173</u>	<u>24,313</u>
TOTAL	47,676	106,157

(u) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SANITARY DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	181,560	407,291
License Excise Tax	548,115	1,427,579
ALL OTHER REVENUE		
Interest on Investments	70,687	238,940
Satellite Communities	152,700	152,700
Transfer - City Cumulative Capital Dev. Fund	<u>2,118,901</u>	
TOTAL	3,071,963	2,226,510

(v) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FLOOD CONTROL DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	48,936	67,685
License Excise Tax	222,576	361,673
ALL OTHER REVENUE		
Interest on Investments	<u>6,209</u>	<u>20,141</u>
TOTAL	277,721	449,499

(w) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	94,068	119,568
License Excise Tax	428,054	638,905
ALL OTHER REVENUE		
Interest on Investments	<u>159,592</u>	<u>174,474</u>
TOTAL	681,714	932,947

(x) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN PARK DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	20,378	34,682
License Excise Tax	92,736	185,320
ALL OTHER REVENUE		
Interest on Investments	<u>12,207</u>	<u>45,983</u>
TOTAL	125,321	265,985

Section 2.02. Statement of Miscellaneous Revenues of Marion County.

In accordance with law and as hereby allocated, the revenues (other than property taxes) anticipated in financing the budget appropriations set forth in Sections 1.02 and 1.04 of this ordinance shall be financed by the use of the miscellaneous receipts of said funds, portions of current balances, and by the revenues from taxation provided from the several tax levies fixed in Section 7.02 of this ordinance.

(a) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
TAXES		
Marion County Liens	9,815	15,000
Gross Income Taxes	4,920	6,100
Treasurer's Surplus	700,000	300,000
County Option Income	10,098,999	20,117,356
License Excise	2,368,057	5,159,341
Motor Vehicle Highway Tax		800,000
Financial Institutions Tax	<u>531,188</u>	<u>1,015,196</u>
TOTAL TAXES	13,712,979	27,412,993
FEES		
Marriage License	52,760	81,000
Domestic Relations	36,331	60,000
Own Resources	2,258,361	1,407,829
Photocopying Fees	8,288	16,035
Auditor's Fees	775	18,000
Rent of County Land	3,840	7,680

Rent City-County Building Tenants	34,874	39,000
Clerk's Miscellaneous	146,686	188,000
Court Cost	1,623,802	3,100,000
County Coroner Fees	4,316	9,500
County Surveyor Fees	401	1,000
County Recorder Fees	940,055	1,210,000
Incident Fees	17,759	32,000
Demand Fees	170,996	206,000
Tax Search Fees	518	1,600
Law Library Fees	4,213	8,385
Ten Percent Cash Bond	19,141	32,000
County Fines	508,304	513,000
Day Center Fees	15,053	84,074
Support/Maintenance Docket Fees	95,995	100,000
Judgement Filing Fees		275,000
Document Fees	108,060	170,000
Late Surrender Fees	41,675	80,000
Dispatcher Fees		335,000
Public Safety Answering Point		303,703
TOTAL FEES	6,092,203	8,278,806
FEDERAL		
Care of Federal Prisoners	529,605	800,000
Happening Day Camp	6,740	
TOTAL FEDERAL	536,345	800,000
STATE		
Grant Reimbursement	10,000	5,000
Care of State Prisoners	434,210	525,000
ARCH	57,866	83,110
Indirect Cost Recovery	246,972	240,000
Medicaid	1,558,436	5,059,365
Medicare	64,099	412,898
Title IV-D Reimbursement	832,850	2,228,750
Title IV-D Incentive	1,776,529	2,833,183
School Lunch Program	54,107	102,000
ISA Welfare	266,184	247,315
Welfare Guardian Home	798,242	1,050,000
Welfare Rent Reimbursement	335,497	571,000
Welfare Loan Repayment		
TOTAL STATE	6,434,992	13,357,621
LOCAL GOVERNMENT		
Telephone Chargeback		
County		473,080
City		937,090
Other		52,660
ISA City	2,330,090	3,260,456
ISA County	2,102,578	4,747,609
ISA Health and Hospital	11,330	10,752
Poor Relief All Townships	1,999	4,788
City Share MCJA	70,000	70,000
Other Reimbursements	236,442	1,000
TOTAL LOCAL GOVERNMENT	4,752,439	9,557,435
INTEREST		
Investment Interest	1,344,920	4,340,100
Trust Fund	3,245	3,245
TOTAL INTEREST	1,348,165	4,343,345
OTHER		
Enhanced Collections	500,000	
Juvenile Court	469	1,880
Sale of Cars	160,000	200,000
Damages/Ins Settlements	56,211	100,000
Sale Other Property	11,160	

Sheriff's Miscellaneous	76,139	175,000
Transfer from Other Funds	600,000	
Other	<u>449,565</u>	<u>127,610</u>
TOTAL OTHER	1,853,544	604,490
TOTAL REVENUE	34,730,667	64,354,690

(b) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PROPERTY REASSESSMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	3,007	22,350
Vehicle License Excise Tax	13,453	113,584
ALL OTHER REVENUE		
Interest	<u>33,856</u>	<u>45,000</u>
TOTAL	50,316	180,934

(c) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SURVEYOR'S CORNER PERPETUATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEES		
Corner Perpetuation Fees	<u>18,067</u>	<u>29,500</u>
TOTAL	18,067	29,500

(d) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SUPPLEMENTAL ADULT PROBATION FEES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEES		
Criminal Probation Fees	197,046	360,000
Municipal Probation Fees	<u>488,680</u>	<u>960,000</u>
TOTAL	685,726	1,320,000

(e) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
JUVENILE PROBATION FEES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEES		
Juvenile Probation Fees	<u>40,993</u>	<u>60,000</u>
TOTAL	40,993	60,000

(f) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
GUARDIAN AD LITEM FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEEES		
Guardian Ad Litem Fees	<u>10,300</u>	<u>60,300</u>
TOTAL	10,300	60,300

(g) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY USER FEE FUND (DIVERSION)
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEEES		
Pre-Trial Diversion Fees	<u>510,782</u>	<u>824,000</u>
TOTAL	510,782	824,000

(h) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
ALCOHOL AND DRUG SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEEES		
Municipal Court	<u>168,061</u>	<u>260,000</u>
TOTAL	168,061	260,000

(i) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY EXTRADITION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEEES		
Late Surrender Fees	<u>41,675</u>	<u>80,000</u>
TOTAL	41,675	80,000

- (j) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LAW ENFORCEMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
FEEs		
Restitution and Forfeitures	<u>113,831</u>	<u>987,960</u>
TOTAL	113,831	987,960

- (k) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
STATE AND FEDERAL GRANTS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
(Funds are appropriated according to grant fiscal year.)		

- (l) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY CORRECTIONS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
(Appropriated 8/1 - 7/31)		

- (m) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COMMUNITY CORRECTIONS HOME DETENTION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
(Funds are appropriated according to grant fiscal year.)		

- (n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY GRANTS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
(Funds are appropriated according to grant fiscal year.)		

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
MARION COUNTY CUMULATIVE CAPITAL REDEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	69,958	112,754
Vehicle License Excise Tax	<u>312,866</u>	<u>573,028</u>
TOTAL	382,824	685,782

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
MARION COUNTY BOND SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	2,168	1,706
Vehicle License Excise Tax	9,698	8,670
Escrow Contributions	<u>437,685</u>	<u>0</u>
TOTAL	449,551	10,376

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SUPPLEMENTAL PUBLIC DEFENDER FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEES		
Public Defender Fees	<u>146,660</u>	<u>338,560</u>
TOTAL	146,660	338,560

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY RECORDS PERPETUATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
FEES		
County Recorder's Fees	<u>64,000</u>	<u>155,000</u>
TOTAL	64,000	155,000

September 21, 1992

Section 2.03. Summary of Miscellaneous Revenue.

SUMMARY OF MISCELLANEOUS REVENUE						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
COIT	1,877,139	100,000			50,000	2,227,139
Financial Institution Tax	499,926		670,706	196,899		1,367,531
License Excise Tax	2,670,911		2,833,238	1,043,168		6,547,317
License and Permits	7,038,795					7,038,795
Fees	91,626,152	2,045,584	152,700		2,964,843	96,789,279
Intergovernmental						
Federal	16,316,074	12,266,256			16,235,313	44,817,643
State	20,988,369	9,025,283				30,013,652
Local	206,270					206,270
Intragovernmental	22,274,062	7,051,814		4,817,584		34,143,460
Interest	3,174,117	353,000	536,265	648,920	6,000	4,718,302
Transfer-ins	2,882,463					2,882,463
Other	15,558,325	982,413		525,000		17,065,738
Total	185,112,603	31,824,350	4,192,909	7,231,571	19,456,156	247,817,589

Section 2.03. Summary of Miscellaneous Revenue.

SUMMARY OF MISCELLANEOUS REVENUE						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
COIT	20,117,356					20,117,356
Financial Institution Tax	1,015,196	22,350	1,706	112,754		1,152,006
License Excise Tax	5,159,341	113,584	8,670	573,028		5,854,623
Motor Vehicle Highway	800,000					800,000
License and Permits	81,000					81,000
Fees	8,197,806	3,077,360				11,275,166
Intergovernmental						
Federal	800,000					850,000
State	13,357,621	50,000				13,407,621
Local	9,557,435					9,557,435
Intragovernmental						
Interest	4,343,345	45,000				4,388,345
Transfer-ins						
Other	925,590	987,960				1,913,550
Total	64,354,690	4,296,254	10,376	685,782		69,347,102

ARTICLE THREE
ESTIMATED REVENUES AND TAX LEVIES OF THE
CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 3.01. Estimates of Funds to be Raised and Proposed Tax Levies for the Consolidated City.

In accordance with law and the appropriations and allocations of revenues herein before made, the tax rates for the respective funds are calculated as follows:

(a)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

CITY GENERAL FUND

1993 NET ASSESSED VALUATION \$6,629,605,568

1992 BILLED NET ASSESSED VALUATION \$6,530,111,670

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,196,869	1,196,869
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	11,572,959	11,370,562
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	11,572,959	11,370,562
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	10,574,556	10,217,968
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,574,556	10,574,556
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	198,466	44,275
10. Total budget estimate for January 1 to December 31 of incoming year	13,334,779	13,434,779
11. Miscellaneous revenue for January 1 to December 31 of incoming year	13,180,310	13,501,403
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	43,997	110,899
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

CONSOLIDATED COUNTY FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	198,916	198,916
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	27,977,355	27,892,355
3. Additional appropriations necessary to be made July 1 to December 31 of present year	380,694	380,694
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	28,358,049	28,273,049
6. Remaining property taxes to be collected present year	5,906,052	5,906,052
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	22,268,009	22,268,009
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	28,174,061	28,174,061
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	14,928	99,928
10. Total budget estimate for January 1 to December 31 of incoming year	30,101,100	29,895,407
11. Miscellaneous revenue for January 1 to December 31 of incoming year	19,478,752	19,478,752
12. Property tax to be raised from January 1 to December 31 of incoming year	10,919,284	19,078,752
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	311,864	202,557
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1621	0.1621
Proposed tax rate for incoming year	0.1546	0.1546

(a)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COMMUNITY SERVICES FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	3,346,756	3,346,756
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,926,468	10,926,468
3. Additional appropriations necessary to be made July 1 to December 31 of present year		

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	10,926,468	10,926,468
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,579,712	7,579,712
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	7,579,712	7,579,712
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	7,051,814	7,051,814
11. Miscellaneous revenue for January 1 to December 31 of incoming year	7,051,814	7,051,814
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(a)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

YOUTH AND FAMILY SERVICES FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	497,009	497,009
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,010,132	10,010,132
3. Additional appropriations necessary to be made July 1 to December 31 of present year	1,095,795	1,095,795
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	11,105,927	11,105,927
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	10,608,918	10,608,918
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,608,918	10,608,918
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	13,244,981	13,244,981

11. Miscellaneous revenue for January 1 to December 31 of incoming year	13,244,981	13,244,981
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

REDEVELOPMENT GENERAL FUND

1993 NET ASSESSED VALUATION \$6,629,605,568

1992 BILLED NET ASSESSED VALUATION \$6,530,111,670

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	3,370,852	3,121,267
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	13,974,131	13,974,131
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	13,974,131	13,974,131
6. Remaining property taxes to be collected present year	228,976	228,976
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	11,918,062	11,918,062
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	12,147,038	12,147,038
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,543,759	1,294,174
10. Total budget estimate for January 1 to December 31 of incoming year	26,313,906	507,030
11. Miscellaneous revenue for January 1 to December 31 of incoming year	25,608,862	46,216
12. Property tax to be raised from January 1 to December 31 of incoming year	450,813	450,813
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,289,528	1,284,173
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0067	0.0067
Proposed tax rate for incoming year	0.0068	0.0068

(a)(6) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

METROPOLITAN DEVELOPMENT GENERAL FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	-0-	-0-
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	-0-	-0-
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	-0-	-0-
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	-0-	-0-
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	-0-	-0-
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	-0-	25,806,876
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	25,812,231
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	5,355
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(7) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

INDIANAPOLIS HOUSING AUTHORITY FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	119,718	119,718
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	14,299,918	14,299,918
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	14,299,918	14,299,918
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	14,180,200	14,180,200
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	14,180,200	14,180,200
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	19,456,156	19,456,156
11. Miscellaneous revenue for January 1 to December 31 of incoming year	19,456,156	19,456,156
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(8) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SANITATION GENERAL FUND

1993 NET ASSESSED VALUATION 6,487,006,229

1992 BILLED NET ASSESSED VALUATION 6,390,683,650

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	33,769,715	33,769,715
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	41,450,903	41,450,903
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	41,450,903	41,450,903
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	24,081,797	24,081,797
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	24,081,797	24,081,797
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	16,400,609	16,400,609

10. Total budget estimate for January 1 to December 31 of incoming year	53,552,917	53,552,917
11. Miscellaneous revenue for January 1 to December 31 of incoming year	55,620,000	55,620,000
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	18,467,692	18,467,692
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(9) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SOLID WASTE DISPOSAL FUND

1993 NET ASSESSED VALUATION 6,640,495,706

1992 BILLED NET ASSESSED VALUATION 6,540,660,770

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	4,615,941	4,615,941
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,954,415	15,954,415
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	15,954,415	15,954,415
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,506,393	13,506,393
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,506,393	13,506,393
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,167,919	2,167,919
10. Total budget estimate for January 1 to December 31 of incoming year	24,516,312	24,516,312
11. Miscellaneous revenue for January 1 to December 31 of incoming year	27,325,200	27,325,200
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	4,976,807	4,976,807
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(10) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FLOOD CONTROL GENERAL FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,149,122	1,149,122
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,011,865	2,011,865
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	2,011,865	2,011,865
6. Remaining property taxes to be collected present year	943,656	943,656
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	290,498	290,498
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,234,154	1,234,154
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	371,411	371,411
10. Total budget estimate for January 1 to December 31 of incoming year	2,926,429	2,926,429
11. Miscellaneous revenue for January 1 to December 31 of incoming year	749,633	749,633
12. Property tax to be raised from January 1 to December 31 of incoming year	1,829,298	1,829,298
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	23,913	23,913
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0259	0.0259
Proposed tax rate for incoming year	0.0259	0.0259

(a)(11) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

TRANSPORTATION GENERAL FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	19,398,002	19,398,002
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	29,386,111	29,386,111
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	29,386,111	29,386,111
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,723,832	16,130,072
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,723,832	16,130,072
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	5,735,723	6,141,963
10. Total budget estimate for January 1 to December 31 of incoming year	34,074,768	34,074,768
11. Miscellaneous revenue for January 1 to December 31 of incoming year	31,731,107	31,410,014
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	3,392,062	3,477,209
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate		
Proposed tax rate for incoming year		

(a)(12) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

ARTERIAL ROADS AND STREETS FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	5,461,857	5,461,857
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	7,311,736	7,311,736
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	7,311,736	7,311,736
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,837,500	3,837,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,837,500	3,837,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,987,621	1,987,621
10. Total budget estimate for January 1 to December 31 of incoming year	8,242,000	8,242,000

11. Miscellaneous revenue for January 1 to December 31 of incoming year	8,266,910	8,266,910
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	2,012,531	2,012,531
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(13) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PARKING METER FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	2,044,513	2,044,513
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,539,940	2,539,940
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	2,539,940	2,539,940
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	936,000	936,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	936,000	936,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	440,573	440,573
10. Total budget estimate for January 1 to December 31 of incoming year	3,727,361	3,041,440
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,811,500	3,022,413
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	524,712	421,546
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(14) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

HISTORIC PRESERVATION FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	25,204	25,204
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	109,385	109,385
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	109,385	109,385
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	92,635	92,635
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	92,635	92,635
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,454	8,454
10. Total budget estimate for January 1 to December 31 of incoming year	246,686	246,686
11. Miscellaneous revenue for January 1 to December 31 of incoming year	238,232	238,232
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(15) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PARK GENERAL FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	4,802,416	4,802,416
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,160,153	12,160,153
3. Additional appropriations necessary to be made July 1 to December 31 of present year	133,760	133,760

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	12,293,913	12,293,913
6. Remaining property taxes to be collected present year	5,702,019	5,702,019
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,066,332	4,099,688
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,768,351	9,801,707
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,276,854	2,310,210
10. Total budget estimate for January 1 to December 31 of incoming year	21,543,359	21,543,359
11. Miscellaneous revenue for January 1 to December 31 of incoming year	7,224,914	7,224,914
12. Property tax to be raised from January 1 to December 31 of incoming year	12,049,352	12,049,352
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	7,761	41,117
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1565	0.1565
Proposed tax rate for incoming year	0.1706	0.1706

(a)(16) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PARK GENERAL/GOLF FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		

10. Total budget estimate for January 1 to December 31 of incoming year	4,204,240	4,204,240
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,344,240	4,344,240
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	140,000	140,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(a)(17) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
 1993 NET ASSESSED VALUATION \$6,629,605,568
 1992 BILLED NET ASSESSED VALUATION 6,530,111,670

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	7,956,567	7,956,567
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	13,051,544	13,051,544
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	13,051,544	13,051,544
6. Remaining property taxes to be collected present year	5,126,336	5,126,336
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	655,948	655,948
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,782,284	5,782,284
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	687,307	687,307
10. Total budget estimate for January 1 to December 31 of incoming year	12,845,702	12,845,702
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,213,987	2,213,987
12. Property tax to be raised from January 1 to December 31 of incoming year	9,944,408	9,944,408
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1500	.1500
Proposed tax rate for incoming year	.1500	.1500

(a)(18) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	4,017,639	4,017,639
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,154,373	5,154,373
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	5,154,373	5,154,373
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,908,450	1,908,450
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,908,450	1,908,450
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	771,716	771,716
10. Total budget estimate for January 1 to December 31 of incoming year	5,600,000	5,600,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	5,017,584	5,017,584
12. Property tax to be raised from January 1 to December 31 of incoming year	_____	_____
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	189,300	189,300
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	_____	_____
Proposed tax rate for incoming year	_____	_____

(b)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

CITY GENERAL SINKING FUND

1993 NET ASSESSED VALUATION \$6,629,605,568

1992 BILLED NET ASSESSED VALUATION \$6,530,111,670

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	600,736	600,736
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,523,663	1,523,663
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,523,663	1,523,663
6. Remaining property taxes to be collected present year	803,126	803,126
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	96,068	96,068
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	899,194	899,194
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(23,733)	(23,733)
10. Total budget estimate for January 1 to December 31 of incoming year	1,626,702	1,626,702
11. Miscellaneous revenue for January 1 to December 31 of incoming year	211,811	211,811
12. Property tax to be raised from January 1 to December 31 of incoming year	1,438,624	1,438,624
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0235	0.0235
Proposed tax rate for incoming year	0.0217	0.0217

(b)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

REDEVELOPMENT DISTRICT SINKING FUND

1993 NET ASSESSED VALUATION \$6,626,605,568

1992 BILLED NET ASSESSED VALUATION \$6,530,111,670

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	411,546	411,546
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	833,702	833,702
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	833,702	833,702
6. Remaining property taxes to be collected present year	382,766	382,766
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	47,676	47,676
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	430,442	430,442
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,286	8,286
10. Total budget estimate for January 1 to December 31 of incoming year	770,775	770,775

11. Miscellaneous revenue for January 1 to December 31 of incoming year	106,157	106,157
12. Property tax to be raised from January 1 to December 31 of incoming year	656,332	656,332
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0112	0.0112
Proposed tax rate for incoming year	0.0099	0.0099

(b)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SANITARY DISTRICT SINKING FUND

1993 NET ASSESSED VALUATION \$6,487,006,229

1992 BILLED NET ASSESSED VALUATION \$6,390,683,650

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	4,712,470	4,712,470
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	14,296,941	14,296,941
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	14,296,941	14,296,941
6. Remaining property taxes to be collected present year	6,209,197	6,209,197
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,071,963	3,071,963
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,281,160	9,281,160
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(303,311)	(303,311)
10. Total budget estimate for January 1 to December 31 of incoming year	15,636,731	15,636,731
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,226,510	2,226,510
12. Property tax to be raised from January 1 to December 31 of incoming year	13,713,532	13,713,532
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1857	0.1857
Proposed tax rate for incoming year	0.2114	0.2114

(b)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FLOOD CONTROL DISTRICT SINKING FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	413,951	413,951
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,131,767	3,131,767
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	3,131,767	3,131,767
6. Remaining property taxes to be collected present year	2,484,841	2,484,841
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	277,721	277,721
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,762,562	2,762,562
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	44,746	44,746
10. Total budget estimate for January 1 to December 31 of incoming year	3,912,701	3,912,701
11. Miscellaneous revenue for January 1 to December 31 of incoming year	449,499	449,499
12. Property tax to be raised from January 1 to December 31 of incoming year	3,418,456	3,418,456
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0682	0.0682
Proposed tax rate for incoming year	0.0484	0.0484

(b)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	3,474,758	3,474,758
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	8,711,798	8,711,798
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	8,711,798	8,711,798
6. Remaining property taxes to be collected present year	4,776,579	4,776,579
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	681,714	681,714
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,458,293	5,458,293
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	221,253	221,253
10. Total budget estimate for January 1 to December 31 of incoming year	7,193,002	7,193,002
11. Miscellaneous revenue for January 1 to December 31 of incoming year	932,947	932,947
12. Property tax to be raised from January 1 to December 31 of incoming year	6,038,802	6,038,802
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	0	0
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1311	0.1311
Proposed tax rate for incoming year	0.0855	0.0855

(b)(7) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

METROPOLITAN PARK DISTRICT SINKING FUND

1993 NET ASSESSED VALUATION \$7,062,926,279

1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	813,791	813,791
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,936,644	1,936,644
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,936,644	1,936,644
6. Remaining property taxes to be collected present year	1,034,744	1,034,744
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	125,321	125,321
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,160,065	1,160,065
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	37,212	37,212

10. Total budget estimate for January 1 to December 31 of incoming year	2,054,802	2,054,802
11. Miscellaneous revenue for January 1 to December 31 of incoming year	265,985	265,985
12. Property tax to be raised from January 1 to December 31 of incoming year	1,751,605	1,751,605
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<hr/>	<hr/>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	<hr/>	<hr/>
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0284	0.0284
Proposed tax rate for incoming year	0.0248	0.0248

Section 3.02. Estimates of Funds to be Raised and Proposed Tax Rates for Marion County Government

The appropriations shall be financed from the revenues allocated in Section 2.02 and with the balances and receipts from property taxes calculated as shown in the following tables:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COUNTY GENERAL FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	5,181,033	5,181,033
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	66,550,927	66,550,927
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	66,550,927	66,550,927
6. Remaining property taxes to be collected present year	27,300,321	27,300,321
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	34,730,667	34,730,667
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	62,030,988	62,030,988
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	661,094	661,094
10. Total budget estimate for January 1 to December 31 of incoming year	127,099,022	127,459,652
11. Miscellaneous revenue for January 1 to December 31 of incoming year	64,253,053	64,354,690
12. Property tax to be raised from January 1 to December 31 of incoming year	63,592,126	63,592,126

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,407,251	1,148,258
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.7593	.7593
Proposed tax rate for incoming year	.9004	.9004

(b)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

PROPERTY REASSESSMENT FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	4,543,457	4,543,457
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,347,114	2,347,114
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	20,109	20,109
5. Total expenditures for current year (add lines 2-4)	2,367,223	2,367,223
6. Remaining property taxes to be collected present year	154,604	154,604
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	50,316	50,316
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	204,920	204,920
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,381,154	2,381,154
10. Total budget estimate for January 1 to December 31 of incoming year	2,255,892	2,255,892
11. Miscellaneous revenue for January 1 to December 31 of incoming year	180,934	180,934
12. Property tax to be raised from January 1 to December 31 of incoming year	1,400,000	1,400,000
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,706,196	1,706,196
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0043	.0043
Proposed tax rate for incoming year	.0198	.0198

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SURVEYOR'S CORNER PERPETUATION FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	15,132	15,132
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	26,726	26,726
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	353	353
5. Total expenditures for current year (add lines 2-4)	27,079	27,079
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	18,067	18,067
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	18,067	18,067
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,120	6,120
10. Total budget estimate for January 1 to December 31 of incoming year	32,311	32,311
11. Miscellaneous revenue for January 1 to December 31 of incoming year	29,500	29,500
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	3,309	3,309
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SUPPLEMENTAL ADULT PROBATION FEES FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	11,775	11,775
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	915,103	915,103
3. Additional appropriations necessary to be made July 1 to December 31 of present year	(184,539)	(184,539)

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	48,965	48,965
5. Total expenditures for current year (add lines 2-4)	779,529	779,529
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	685,726	685,726
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	685,726	685,726
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(82,028)	(82,028)
10. Total budget estimate for January 1 to December 31 of incoming year	1,237,928	1,237,928
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,320,000	1,320,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	44	44
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

JUVENILE PROBATION FEES FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	122,983	122,983
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	195,231	195,231
3. Additional appropriations necessary to be made July 1 to December 31 of present year	(72,325)	(72,325)
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	1,070	1,070
5. Total expenditures for current year (add lines 2-4)	123,976	123,976
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	40,993	40,993
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	40,993	40,993
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	40,000	40,000

10. Total budget estimate for January 1 to December 31 of incoming year	100,000	100,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,000	60,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<hr/>	<hr/>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

GUARDIAN AD LITEM FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	109,851	109,851
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,300	10,300
3. Additional appropriations necessary to be made July 1 to December 31 of present year	109,100	109,100
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	119,400	119,400
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	10,300	10,300
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,300	10,300
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	751	751
10. Total budget estimate for January 1 to December 31 of incoming year	60,300	60,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,300	60,300
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<hr/>	<hr/>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	751	751
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COUNTY USER FEE (DIVERSION) FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	229,977	229,977
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	390,557	390,557
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	25,814	25,814
5. Total expenditures for current year (add lines 2-4)	416,371	416,371
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	510,782	510,782
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	510,782	510,782
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	324,388	324,388
10. Total budget estimate for January 1 to December 31 of incoming year	987,490	987,490
11. Miscellaneous revenue for January 1 to December 31 of incoming year	824,000	824,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	160,898	160,898
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

ALCOHOL AND DRUG SERVICES FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	227,891	227,891
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	214,008	214,008
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	17,329	17,329
5. Total expenditures for current year (add lines 2-4)	231,337	231,337
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	168,061	168,061
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	168,061	168,061
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	164,615	164,615
10. Total budget estimate for January 1 to December 31 of incoming year	407,263	407,263
11. Miscellaneous revenue for January 1 to December 31 of incoming year	260,000	260,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	17,352	17,352
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(i) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COUNTY EXTRADITION FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	142,785	142,785
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	59,388	59,388
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	59,388	59,388
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	41,675	41,675
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	41,675	41,675
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	125,072	125,072
10. Total budget estimate for January 1 to December 31 of incoming year	100,000	100,000

11. Miscellaneous revenue for January 1 to December 31 of incoming year	80,000	80,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	105,072	105,072
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

LAW ENFORCEMENT FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,501,165	1,501,165
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	414,065	414,065
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	6,333	6,333
5. Total expenditures for current year (add lines 2-4)	420,398	420,398
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	113,831	113,831
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	113,831	113,831
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,194,598	1,194,598
10. Total budget estimate for January 1 to December 31 of incoming year	1,185,578	1,185,578
11. Miscellaneous revenue for January 1 to December 31 of incoming year	987,960	987,960
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	996,980	996,980
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
STATE AND FEDERAL GRANTS FUND
(This budget makes no appropriations from this fund.)

(l) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CORRECTIONS FUND
(This budget makes no appropriations from this fund.)

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COMMUNITY CORRECTIONS HOME DETENTION FUND
(This budget makes no appropriations from this fund.)

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY GRANTS FUND
(This budget makes no appropriations from this fund.)

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	691,438	691,438
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,257,683	2,257,683
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	2,257,683	2,257,683
6. Remaining property taxes to be collected present year	3,595,462	3,595,462
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	382,824	382,824
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,978,286	3,978,286
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,412,041	2,412,041
10. Total budget estimate for January 1 to December 31 of incoming year	3,522,381	3,522,381
11. Miscellaneous revenue for January 1 to December 31 of incoming year	685,782	685,782
12. Property tax to be raised from January 1 to December 31 of incoming year	7,062,926	7,062,926
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	6,638,368	6,638,368
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1000	.1000
Proposed tax rate for incoming year	.1000	.1000

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

MARION COUNTY BOND SINKING FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	163,626	163,626
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	841,878	841,878
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	841,878	841,878
6. Remaining property taxes to be collected present year	111,460	111,460
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	449,551	449,551
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	561,011	561,011
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(117,241)	(117,241)
10. Total budget estimate for January 1 to December 31 of incoming year	-0-	-0-
11. Miscellaneous revenue for January 1 to December 31 of incoming year	10,376	10,376
12. Property tax to be raised from January 1 to December 31 of incoming year	106,865	106,865
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0031	.0031
Proposed tax rate for incoming year	.0015	.0015

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

SUPPLEMENTAL PUBLIC DEFENDER FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	44,109	44,109
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	182,369	182,369
3. Additional appropriations necessary to be made July 1 to December 31 of present year	0	0

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	0	0
5. Total expenditures for current year (add lines 2-4)	182,369	182,369
6. Remaining property taxes to be collected present year	0	0
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	146,660	146,660
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	146,660	146,660
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	8,400	8,400
10. Total budget estimate for January 1 to December 31 of incoming year	338,560	338,560
11. Miscellaneous revenue for January 1 to December 31 of incoming year	338,560	338,560
12. Property tax to be raised from January 1 to December 31 of incoming year	0	0
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	8,400	8,400
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

(r) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

COUNTY RECORDS PERPETUATION FUND

1993 NET ASSESSED VALUATION 7,092,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	402,779	402,779
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	282,140	282,140
3. Additional appropriations necessary to be made July 1 to December 31 of present year	63,675	63,675
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	345,815	345,815
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	64,000	64,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	64,000	64,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	120,964	120,964
10. Total budget estimate for January 1 to December 31 of incoming year	159,960	159,960

11. Miscellaneous revenue for January 1 to December 31 of incoming year	155,000	155,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	<hr/>	<hr/>
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	116,004	116,004
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0000	.0000
Proposed tax rate for incoming year	.0000	.0000

ARTICLE FOUR
MISCELLANEOUS APPROPRIATIONS AND ALLOCATIONS

Section 4.01. State, Local and Federal Grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulations in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

Section 4.02. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1.02 and included under "3. Other Services and Charges" are amounts allocated for payment of City-County Building rent, jail rent, telephone services and information services agency charges. The building rent, information services agency and telephone charges cannot be transferred without City-County Council approval. In total there is appropriated:

City-County Building Rent	2,767,127
Jail Rent	3,605,600
Telephone Services	2,389,500
Information Services Agency	5,068,370

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

Section 4.03. Allocation of County Option Income Tax Revenues.

Pursuant to IC 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of Eighty-two Million Sixty-Eight Thousand Dollars (\$82,068,000) after the County Auditor deposits Two Million Dollars (\$2,000,000) in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of approximately Nine Million Two Hundred Ninety-eight Thousand Nine Hundred Nine Dollars (\$9,298,909) and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of Sixty Million Three Hundred Fifty-two Thousand Sixty-nine Dollars (\$60,352,069) are hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

- (1) To the County General Fund, the sum of \$20,117,357;
- (2) To the City General Fund, the sum of \$1,672,139;
- (3) To the Youth and Family Services Fund, the sum of \$100,000;
- (4) To the Police Special Service District Fund, the sum of \$20,520,453;
- (5) To the Fire Special Service District Fund, the sum of \$9,737,120;
- (6) To the Metropolitan Development General Fund, the sum of \$205,000;
- (7) To the Housing Authority Fund, the sum of \$250,000;
- (8) To the Police Pension Fund, the sum of \$4,115,250; and
- (9) To the Fire Pension Fund, the sum of \$3,634,750.

Section 4.04. Assistance to Division of Housing.

Pursuant to IC 36-7-19, the City-County Council authorizes aid to the Division of Housing in the Department of Metropolitan Development by exempting it from sewer user charges and fees and from solid waste collection charges and fees and to the Department of Parks and Recreation by exempting it from sewer user charges and fees.

Section 4.05. Authorization of Dues and Memberships.

In accordance with Sec. 2-412 of the Code of Indianapolis and Marion County, the respective officials are authorized to pay dues in the following associations to the extent of available appropriations therefore:

ADMINISTRATION

American Gas Association
American Institute of Certified Public Accountants
American Management Association
American Production and Inventory Control Society, Inc.
American Society for Training and Development
American Society of Personnel Administration
American Society of Safety Engineers
American Society for Quality Control
Associated Public-Safety Communications Officers, Inc.
Association for Information Image Management
Association for Quality & Participation
Central Indiana Wang Users Association
Central Indiana American Society for Training and Development
Equipment Maintenance Council
Government Finance Officers Association
Hoosier Minority Chamber of Commerce
Indiana Municipal Lawyers Association
Indiana Government Finance Officers Association
Indiana Affirmative Action Association
Indiana Notary Association
Indiana Historical Society
Indiana CPA Society
Indiana Telecommunications Users Association
Indiana Association of Cities & Towns
Indiana Regional Minority Supplier Development Council
International Institute of Municipal Clerks
International Personnel Management Association
International Association of Official Human Rights Agencies
Local & State Consortium of Civil Rights
Motorola Trunked Users Group
National Institute Municipal Law Officers
National Safety Council
National Academy of Cable Programming
National Association of Counties
National League of Cities
National Federation of Local Cable Programmers
National Emergency Number Association
National Society for Quality Control
National Institute of Government Purchasing
National Association of Telecommunication Officers and Advisors
National Association of Fleet Administration
Partners for Livable Places
Public Technology, Inc.
Public Risk and Insurance Management Association

Society of American Archivists
U.S. Conference of Mayors Employment and Training Council
U.S. Conference of Mayors
Urban League

METROPOLITAN DEVELOPMENT

American Planning Association
Apartment Association of Indiana
Association for Preservation Technology
Association of Major City Building Officials
Building Officials for Code Administration
Chamber of Commerce
Indiana Neighborhood Coalition
Historic Landmarks
Housing Authority Accounts Group
Homeless Network of Indianapolis
Indiana Association for Community Economic Development
Indiana Association of Electrical Inspectors
Indiana Chapter, National Association of Housing & Redevelopment Officials
Indiana Historic Society
Indiana Planning Association
Indianapolis Chamber of Commerce
Institute of Real Estate Management
International City Management Association
International Conference of Building Officials
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
National Association of Housing & Redevelopment Officials
National Center for Preservation Law
National Community Development Association
National Conference of States on Building Codes / Standards
National Fire Protection Association
National Trust Historic Preservation
Public Housing Authority Directors' Association
State Community Development Association
Urban and Regional Information System Association
Urban Land Institute
AM/FM International
American Association of Construction Engineers
American Concrete Institute
American Planning Association
American Society for Training and Development, Inc. (Central Indiana)
American Society of Civil Engineers
Appraisal Institute
Association for Commuter Transportation
Central Indiana / American Society for Training and Development
Construction Specifications Institute
Indiana Association of County Engineers
Indiana County Highway Supervisors Association
Institute of Transportation Engineers
Institutional and municipal Parking Congress
International Association of Synercom Users
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
Synercom Midwest User Group
Transportation Research Board
Urban Regional Information System Association

PARKS AND RECREATION

Amateur Boxing Federation
Amateur Hockey Association
American Association of Botanical Gardens and Arboreturns
American Forestry Association
American Society of Arborists
American Swim Coaches Association
Association of Performing Arts Presenters

Bicycle Racing Indiana/Kentucky
Broad Ripple Village Association
Central Indiana Netware Users Group
Chamber of Commerce of Indianapolis
Garden Writers Association of America
Ice Skating Institute of America
Indiana Arborist Association
Indiana Association of Event Professionals
Indiana Association of Nurserymen
Indiana Parks and Recreation Association
Indiana Swimming Association
Indiana Urban Forestry Council
Institute of Internal Auditors
Integrated Pest Management
International Society of Arboriculture
National Golf Foundation
National Archery Association
National Bicycle League
National Association of County Park and Recreation Officials
National Institute for Urban Wildlife
National Institute of Parks & Grounds
National Recreation and Park Association
National Softball Association
National Youth Sports Coaches Association
Novell Users Group
Ohio Florist Association
Public Relations Society of America
Professional Plant Growers Association
Public golf Management Association
Rails-to-Trails Conservancy
The Athletics Congress
United States Cycling Federation
United States Canoe/Kayak Team
United States Rowing Association
United States Soccer Federation
United States Golf Association
United States National Senior Sports Organization
United States Tennis Association
United States Volleyball Association
Urban and Regional Information System Association

PUBLIC SAFETY

Airborne Law Enforcement Association
American Polygraph Association
Association for Fitness in Business
Association Public Safety Communications Officers
Central Weights and Measures Association
Divers Alert Network
Domestic Violence Network
Fire Department Safety Officer's Association
Fire Industry Equipment Research Organization
Idea Today for Fitness Trainer
Indiana Association of Chiefs of Police, Inc.
Indiana Association of Inspectors of Weights and Measures
Indiana Association of Fire Service
Indiana Coalition Against Sexual Assault
Indiana Fire Chiefs' Association
Indiana Fire Instruction Association
Indiana Fire Safety Association
Indiana Polygraph Association
Indiana Victim assistance Network
Instrument Society of America
International Association of Chiefs of Police
International Association of Dive Rescue Specialist, Inc.
International Association of Fire Chiefs
International Society of Fire Service Instructors
Law enforcement Intelligence Unit

Major Cities Chiefs
Marion County Fire Prevention & Arson Association
Marion County Fire Chiefs' Association
National Association of Bunco Investigations
National Association of Fleet Administrators
National Association of Search and Rescue
National Conference on Weights and Measures
National Executive Institute Association
National Fire Protection Association
National Organization for Victim Assistance
National Safety Council
Police Executive Research Forum
Professionals Against Confidence Crime
Society of Fire Protection Engineers
Society of National Fire Academy Instructors

PUBLIC WORKS

AM /FM International
American Chemical Society
American Concrete Institute
American Geophysical Union
American Management Association
American Public Works Association
American Society of Civil Engineers
American Water Works Association
Association of Metropolitan Sewerage Agencies
Association of State Wetlands
Coalition of Resource Recovery and the Environment
Combined Sewer Overflow Partnership
Cryogenic Society of America
Indiana Society of Hazardous Materials Managers
Indiana Water Resources Association
Institute of Hazardous Materials Management
Instrument Society of America
Instrumentation Testing Association
International Association of Synercom Users
International Erosion Control Association
International Ozone Institute
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
Municipal Waste Management Association
National Association of Flood and Stormwater management Agencies
National Association of Sewer Service Companies
National Association of Fleet Administrators
National Environmental Training Association
National Fire Protection Association
National Safety Council
National Society of Professional Engineers
National Water Well Association
Refrigeration Service Engineers Society
Urban and Regional Information Systems Association
Water & Wastewater Instrumentation Testing Association
Water Environment Federation (Financial Management)
Water Environment Federation

COUNTY ADMINISTRATIVE OFFICES

Indiana Association of County Commissioners
Association of Indiana Counties, Inc.

COUNTY AUDITOR

American Institute of Certified Public Accountants
American Correctional Association
American Management Association
Government Finance Officers' Association
Indiana Auditors' Association
Indiana Certified Public Accountants Society

Indiana Correctional Association
Indiana Government Finance Officers' Association
Indiana Sheriff's Association
National Association of Counties
State and Local Government Benefits Association

COUNTY TREASURER

Association of Indiana Counties
Central Indiana Cash Management Association
Indiana Association of County Treasurer
Indiana Government Finance Officers Association
Municipal Treasurers' Association

CLERK OF CIRCUIT COURT

Association of Indiana Clerks of Circuit Court
Indiana Association of Clerk of Courts
International Association of Clerks, Recorders,
Elected Officials, Treasurers

COUNTY RECORDER

Indiana Recorders' Association
National Association of County Clerks and Recorders

COUNTY EXTENSION SERVICE

Indiana Extension Agents' Association
National Association of County Agricultural Agents
National Association of Extension Home Economists
National Association of Extension 4-H Agents

COUNTY SURVEYOR

American Congress on Surveying and Mapping
AM/FM International
Central Indiana Chapter of ISPLS
County Surveyors' Association
International Right-of-Way Association
National Association of County Surveyors
Professional Engineers and Land Surveyors
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Society of Professional Land Surveyors
Urisa

COUNTY SHERIFF

American Correctional Association
American Polygraph Association
Associated Public Safety Communications Officers, Inc.
Community Service Council
Government Finance Officers Association
Indiana Association of Chiefs of Police
Indiana Correctional Association
Indiana Polygraph Association
Indiana Sheriffs' Association
Indiana State Board of Health
Indianapolis Chamber of Commerce
International AFIS Users Association (NEC)
International Arson Association
International Association of Bomb Investigators
International Association of Identification Officer
International Chief's of Police
International Narcotics Enforcement Association
International Television Association
Internet, Inc.
Law Enforcement Intelligence Unit
Magoclen Intelligence Association
Midwest Gang Investigator's Association
National Bunko Investigator's Association
National Rifle Association (The)
National Sheriffs' Association

Personnel Association of Indianapolis
Professional Photographers' Association

COUNTY CORONER

American Academy of Forensic Sciences, Inc.
Indiana Coroners' Association
International Association of Coroners and Medical Examiners
International Reference Organization in Forensic Medicine (INFORM)
National Association of Chiefs of Police
National Association of Indiana Counties

COUNTY PROSECUTOR

Association of Government Attorneys in Capital Litigation
Association of Indiana Prosecuting Attorneys
Community Service Council
Domestic Violence Network
Eastern Regional Interstate Child Support Association (ERICSA)
Indianapolis Bar Association
International Association of Chiefs of Police
Marion County Council on Adolescent Pregnancy
National Association of Chiefs of Police
National Child Support Enforcement Association
National Council on Crime & Delinquency
National District Attorneys' Association

MARION COUNTY COMMUNITY CORRECTIONS AGENCY

Indiana Association of Community Corrections Act Counties (IACCAC)

ASSESSORS

AM/FM International
American Society of Surveyors and Mappers
Association of Indiana Counties
Central Indiana Autocad Users Alliance
Generation 5 Users Group (National)
GEO/SQL Users Group - Midwest Region
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Assessors' Association
Indiana County Assessors' Association
International Association of Assessing Officials
National Association of Counties
National Association of Independent Fee Appraisers
North Central Regional Association of Assessing Officers
Urban and Regional Information Systems Association

PUBLIC WELFARE

American Public Welfare Association
Child Abuse and Neglect Council of Marion County
Family Support Center
Indiana State Association of County Welfare Directors
National Center for the Prevention of Child Abuse - Indiana Chapter
National Welfare Fraud Association

INFORMATION SERVICES AGENCY

American Management Association
American Society for Training and Development
Association for Information and Image Management
CICS User Group
Central Indiana Educators in Data Processing
Computer Operations Management Association
Data Processing Management Association
Electronic Mail Association
FAMIS User Group
Government Management Information Systems
Government Technology Association
Indiana/Kentucky Datacom User Group
Indianapolis Personal Computer Users' Group

Indianapolis Training Consortium
Information Center Users' Association
National Alliance of Business
National Systems Programmers' Association in Data Processing
Public Technology, Inc.
Society for Information Management
TOSS User Group

JUDICIARY

American Bar Association
American Court Alcohol and Drug Coalition
American Judges Association
American Judicature Society
American Management Association
American Trial Lawyers' Association
Association of Family and Conciliation Courts
Court Alcohol & Drug Coalition
Indiana Correctional Association
Indiana Council of Juvenile and Family Court Judges
Indiana Court Coalition of Alcohol and Drug Services
Indiana Judges' Association
Indiana State Bar Association
Indiana Supreme Court Disciplinary Commission
Indiana Trial Lawyers' Association
Indianapolis Bar Association
Indianapolis Substance Abuse Forum
Institute for Court Management
International Association of Family Law
National Association for Court Management
National Association of Pretrial Services Agencies
National Association for Victims' Assistance
National Association of Women Judges
National Bar Association
National Council of Juvenile and Family Court Judges
National CASA Association
National College of Probate Judges
National Criminal Justice Association
National Legal Aid and Defenders' Association
National Reciprocal and Family Support Enforcement Association

PROBATION

American Correctional Association
American Probational and Parole Association
Indiana Correctional Association
Indiana Counseling Association on Alcohol and Drug Abuse
National Association of Community Service Sentencing
National Council on Crime and Delinquency
Probation Officers Professional Association of Indiana, Inc.

LAW LIBRARY

American Association of Law Libraries
Central Indiana Area Library Services Authority
Ohio Regional Association of Law Libraries

DOMESTIC RELATIONS

Academy of Family Mediators
Association of Family & Conciliation Courts
National Association of Social Workers
National Council on Family Relations

JUVENILE CENTER

American Correctional Association
American Correctional Training
American Probation and Parole Association
Child Abuse and Neglect Council
Correctional Accreditation Managers Association
Indiana Council of Juvenile and Family Court Judges

Institute for Court Management
Marion County Juvenile Delinquency Prevention Council
National Association of Social Work
National Council on Crime and Delinquency
National Criminal Justice Association
National Juvenile Detention Association
P.A.C.E.

HEALTHCARE CENTER

American College of Healthcare Administrators
American Medical Records Association
American Society of Health Facility Administrators
Health Professions Service Bureau
Indiana Association of Homes for the Aging
Indiana Association of Quality Assurance
Indiana State Nurses' Association
National Association of Social Workers

FORENSIC SERVICES AGENCY

American Academy of Forensic Sciences (AAFS)
American Association of Blood Banks (AABB)
American Society of Crime Laboratory Directors (ASCLD)
Association of Firearms & Toolmark Examiners (AFTE)
British Forensic Science Society
California Association of Criminalists (CAC)
Canadian Society of Forensic Sciences (CSFS)
Electrophoresis Society
Forensic Genetics Association
International Association of Identification (IAI)
International Cartridge Collectors' Association (ICCA)
Mid-Atlantic Association of Forensic Science (MAAFS)
Midwestern Association of Forensic Sciences (MAFS)
National Automatic Pistol Collectors' Association
National Rifle Association (NRA)
Northeastern Association of Forensic Scientists (NEAFS)
Northwestern Association of Forensic Scientists (NWAFFS)
Southern Association of Forensic Scientists (SAFS)
Southwestern Association of Forensic Scientists (SWAFS)

ARTICLE FIVE
COMPENSATION OF OFFICERS AND EMPLOYEES

Section 5.01. Elected Officers.

Pursuant to IC 36-3-6-2, the annual compensation of elected officers of the consolidated city and county are fixed for the calendar year 1993 and thereafter, as follows:

(a) Mayor. Effective January 1, 1993, the compensation for the mayor of Indianapolis as an annual salary for the calendar year 1993 and thereafter until modified, shall be Eighty-Three Thousand, Two Hundred Eleven Dollars (\$83,211) and a deferred compensation plan funded by contributions equalling Seven Thousand, Five Hundred Dollars (\$7,500) which amounts for each year shall be in addition to the use of an automobile, an account for expenses incurred in the performance of the duties of office, and participation in other employee benefits on the same basis as other city employees.

(b) Elected County Officers. Effective January 1, 1993 the annual compensation of the elected county officers for the calendar year 1993 and thereafter until modified shall be as follows:

(1) County Assessor	51,484
(2) County Auditor	55,867
(3) County Clerk	55,867
(4) County Coroner	30,741
(5) County Prosecutor	13,209
(6) County Sheriff	68,250
(7) County Recorder	48,454
(8) County Surveyor	46,124
(9) County Treasurer	55,867

(10) Center Township Assessor	49,324
(11) Decatur Township Assessor	38,390
(12) Franklin Township Assessor	38,390
(13) Lawrence Township Assessor	43,068
(14) Perry Township Assessor	43,068
(15) Pike Township Assessor	43,068
(16) Warren Township Assessor	47,854
(17) Washington Township Assessor	47,854
(18) Wayne Township Assessor	47,854

The County Prosecutor receives \$61,740 from the state (IC 33-14-7-5). The county contribution for Circuit, Superior, and Municipal Court Judges shall be \$23,684, consisting of \$10,475 required by IC 33-13-12-7 and an additional \$13,209.

All elected county officers shall be entitled to participate in other employee benefits on the same basis as other county employees.

(c) City-County Council. Effective January 1, 1993, the annual compensation of members of the City-County Council for the calendar year 1993 and thereafter until modified shall be as follows:

- (1) Each member of the city-county council shall receive an annual salary in an amount equal to twelve (12) percent of the annual salary of the mayor as fixed in subsection (a).
- (2) Each member of the city-county council shall receive, in addition to the annual salary, a per diem allowance of One Hundred Twelve Dollars (\$112) for each regular council meeting attended, not to exceed twenty-one (21) in any calendar year, attendance to be determined solely on the basis of the roll call taken at the opening of each regular meeting.
- (3) Each member of the city-county council, in addition to the annual salary and per diem for council meetings, shall receive a per diem of Sixty-two Dollars (\$62) for attendance at each meeting of a committee of which he is a member, not to exceed forty (40) meetings in any calendar year. The council may authorize the per diem fee to be paid to a member representing the council on a specific council assignment.
- (4) In addition to the annual salary and per diem fees, the officers of the council shall receive the following additional compensation:
 - (i) The president shall be paid an additional annual compensation of One Thousand Nine Hundred Eighty-two Dollars (\$1,982);
 - (ii) The vice president, majority leader and minority leader shall be paid an additional annual compensation of One Thousand Three Hundred Twenty Dollars (\$1,320); and
 - (iii) The chairman of each standing committee for the president of each special service district council shall be paid an additional annual compensation of Seven Hundred Ninety-seven Dollars (\$797).
 - (iv) The chairman of each special committee shall be paid an additional monthly compensation of Sixty-six Dollars (\$66) for each calendar month during which the committee meets.

No member shall be entitled to but one additional compensation as provided in this paragraph (4). The right to each such additional compensation shall be established by the council rules and resolutions providing for the organization of the council or the establishment of the special committee.

(d) Members of the City-County Council, as part-time employees, may participate in employee benefit programs on the same basis as other elected and part-time employees of the City of Indianapolis.

Section 5.02. Annual Compensation of Employees of the Consolidated City and County.

(a) Pursuant to IC 36-3-6-3, the City-County Council fixes the annual compensation for the calendar year 1992 for all appointed officers, deputies and employees under its jurisdiction, as set forth in this section.

(b) The Annual Compensation for 1993 for all appointed officers, deputies and employees of the Consolidated City, except those of a special services district, is hereby fixed by adopting schedules of compensation for all classified personnel as follows:

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

and authorizing only the following non-classified positions and fixing in the maximum salary for each such position as follows:

Special Counsel to Mayor	79,000
Director of Corporate and Governmental Relations	68,000
Director of Strategic and Financial Planning	68,000
Director of Media and Communications	50,962
Director of Asset Management	53,000
Director of Management Services	50,000
Deputy Mayor	79,000
Deputy Mayor for Neighborhoods	79,000
Corporation Counsel	61,900
Controller	68,600
Director, Department of Administration	65,000
Director, Department of Metropolitan Development	65,000
Director, Department of Parks and Recreation	65,000
Director, Department of Public Safety	65,000
Director, Department of Public Works	65,000
Director, Department of Transportation	65,000

Such compensation shall not be increased without approval of the Council or in accordance with such wage and salary classification ordinance as may from time to time be adopted for city-county employees. For employees of the City-County Council, the President of the City-County Council shall classify all employees of the Council pursuant to the pertinent rules and regulations of the Council.

(c) For all appointed officers, deputies and employees, whose compensation is payable from the County General Fund or any other fund from which the County auditor issues warrants for compensation, are hereby fixed in accordance with schedules of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County provided; however, that this subsection shall not affect the salaries of judges, officers of courts, prosecuting attorneys and deputy prosecuting attorneys whose minimum salaries are fixed by statute.

(d) The respective amounts set forth in Sections 1.01 and 1.02 of this ordinance for personal services are hereby appropriated include all salaries, wages, compensation and fringe benefits associated therewith. No person whose compensation is subject to the jurisdiction of the Council shall be paid in excess of the amounts scheduled for such position pursuant to subsections (b) or (c) of this section without action by this Council.

(e) The scheduled annual salaries shall be paid on the basis of forty hours per week for hourly paid employees. Employees classified as "exempt" for purposes of the Federal Fair Labor Standards Act shall be salaried and such salaries paid on an annualized basis, and shall be required to regularly work a forty-hour (40)

week, except for certain county offices which normally work only thirty-seven and one-half (37) hours per week in which case the salary scheduled shall be reduced by 1/16 of the scheduled compensation.

Section 5.03. No Vested Rights Created.

The respective amounts specified for "Personal Services" in Sections 1.01 and 1.02 are appropriated subject to this section. No officer or employee, except elected officers whose salaries are stated in Section 5.01, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

Section 5.04. Enforcement.

Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this article or Sections 1.01 or 1.02, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

ARTICLE SIX
SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

Section 6.01. Summary of Consolidated City Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund/Department	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
City General	13,434,779	13,501,403	0		
Consolidated County	29,895,407	19,078,752	10,919,284	7,062,926,279	0.1546
Community Services	7,051,814	7,051,814	0		
Youth and Family Services	13,244,981	13,244,981	0		
Redevelopment General	507,030	46,216	450,813	6,629,605,568	0.0068
Metropolitan Development General	25,806,876	25,812,231	0		
Indianapolis Housing Authority	19,456,156	19,456,156	0		
Sanitation General	53,552,917	55,620,000	0		
Solid Waste Disposal	24,516,312	27,325,200	0		
Flood Control General	2,926,429	749,633	1,829,298	7,062,926,279	0.0259
Transportation General	34,074,768	31,410,014	0		
Arterial Roads and Streets	8,242,000	8,266,910	0		
Parking Meter	3,041,440	3,022,413	0		
Historic Preservation	246,686	238,232	0		
Park General	21,543,359	7,224,914	12,049,352	7,062,926,279	0.1706

September 21, 1992

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund/Department	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Park General/Golf	4,204,240	4,344,240	0		
City Cumulative Capital Dev	12,845,702	2,213,987	9,944,408	6,629,605,568	0.1500
Con County Cumulative Capital Dev	5,600,000	5,017,584	0		
City General Sinking	1,626,702	211,811	1,438,624	6,629,605,568	0.0217
Redevelopment General Sinking	770,775	106,157	656,331	6,629,605,568	0.0099
Sanitary District Sinking	15,636,731	2,226,510	13,713,531	6,487,006,229	0.2114
Flood Control District Sinking	3,912,701	449,499	3,418,456	7,062,926,279	0.0484
Metro Thoroughfare District Sinking	7,193,002	932,947	6,038,802	7,062,926,279	0.0855
Park District Sinking	2,054,802	265,985	1,751,606	7,062,926,279	0.0248
TOTAL	311,385,609	247,817,589	60,381,207		0.8837

Section 6.02. Summary of County Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE						
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate	
County General	127,459,652	64,354,690	63,592,126	7,062,926,279	.9004	
Property Reassessment	2,255,892	180,934	1,400,000	7,062,926,279	.0198	
Surveyor's Corner Perpetuation	32,311	29,500	0	7,062,926,279	.0000	
Supplemental Adult Probation Fees	1,237,928	1,320,000	0	7,062,926,279	.0000	
Juvenile Probation Fees	100,000	60,000	0	7,062,926,279	.0000	
Guardian Ad Litem	60,300	60,300	0	7,062,926,279	.0000	
County User Fee	987,490	824,000	0	7,062,926,279	.0000	
Alcohol and Drug Services	407,263	260,000	0	7,062,926,279	.0000	
County Extradition	100,000	80,000	0	7,062,926,279	.0000	
Law Enforcement	1,185,578	987,960	0	7,062,926,279	.0000	
Marion County Cumulative						
Capital Development	3,522,381	685,782	7,062,926	7,062,926,279	.1000	
Marion County Bond Sinking	0	10,376	106,865	7,062,926,279	.0015	
Supplemental Public Defender	338,560	338,560	0	7,062,926,279	.0000	
County Records Perpetuation	159,960	155,000	0	7,062,926,279	.0000	
TOTAL	137,847,315	69,347,102	72,161,917		1.0217	

ARTICLE SEVEN
LEVY OF PROPERTY TAXES

Section 7.01. Tax Levies for Consolidated City and Its Special Taxing Districts.

(a) **CONSOLIDATED COUNTY FUND.** For the use and benefit of the Consolidated County Fund for the county-wide functions of the consolidated city, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, the sum of fifteen and forty-six hundredths cents (\$.1546) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of said Marion County, which taxes, when collected, shall be paid into the Consolidated County Fund.

(b) **CITY SINKING FUND.** For the use and benefit of the City Sinking Fund, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, the sum of two and seventeen hundredths cents (\$.0217) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the City Sinking Fund.

(c) **INDIANAPOLIS CUMULATIVE CAPITAL DEVELOPMENT FUND.** For the use and benefit of the Indianapolis Cumulative Capital Development Fund, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, the sum of fifteen cents (\$.1500) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Cumulative Capital Development Fund.

(d) **SPECIAL TAXING DISTRICTS' FUNDS.** For the use and benefit of the Consolidated City of Indianapolis, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, on the assessed valuation of taxable property of the City of Indianapolis, a consolidated city or in the applicable special taxing district thereof, as assessed and returned for taxation in said City, all of which levies are duly authorized by specific law, tax rates as follows:

- (1) Redevelopment General Fund: sixty-eight hundredths cents (\$.0068) for the Redevelopment General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (2) Flood Control General Fund: two and fifty-nine hundredths cents (\$.0259) for the Flood Control General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (3) Transportation General Fund: Zero cents (\$.0000) on each one hundred dollars (\$100.00) valuation of the Metropolitan Thoroughfare Special Taxing District property, County Assessed Valuation;
- (4) Park General Fund: seventeen and six hundredths cents (\$.1706) for the Park General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (5) Redevelopment District Sinking Fund: ninety-nine hundredths cents (\$.0099) for the Redevelopment Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (6) Sanitary District Sinking Fund: twenty-one and fourteen hundredths cents (\$.2114) for the Sanitary District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district;
- (7) Flood Control District Sinking Fund: four and eighty-four hundredths cents (\$.0484) for the Flood Control District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (8) Park District Sinking Fund: two and forty-eight hundredths cents (\$.0248) for the Park District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district property, County Assessed Valuation;
- (9) Metropolitan Thoroughfare Sinking Fund: eight and fifty-five hundredths cents (\$.0855) for the Metropolitan Thoroughfare Sinking Fund on each one hundred dollars (\$100.00) valuation on such special taxing district, taxable property, County Assessed Valuation.

Section 7.02. Tax Levies for Marion County Government for 1993.

(a) **COUNTY GENERAL FUND.** For the use and benefit of the County General Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of ninety and four hundredths cents (\$.9004) on each one hundred and dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County General Fund in the County Treasury.

(b) **MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND.** For the use and benefit of the Marion County Cumulative Capital Development Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of ten cents (\$.1000) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Marion County Cumulative Capital Development Fund in the County Treasury.

(c) COUNTY BOND SINKING FUND. For the use and benefit of the County Bond Sinking Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of fifteen hundredths cents (\$.0015) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Bond Sinking Fund in the County Treasury.

(d) PROPERTY REASSESSMENT FUND. For the use and benefit of the 1997 Reassessment Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of one and ninety-eight hundredths cents (\$.0198) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Property Reassessment Fund.

Section 7.03. Tax Levies for Municipal Corporations.

(a) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY FUND. For the use and benefit of the Indianapolis-Marion County Public Library Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1992, collectible in the year 1993, a tax rate of twenty-seven and eighty-three hundredths cents (\$.2783) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(b) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY SINKING FUND. For the use and benefit of the Indianapolis-Marion County Public Library Sinking Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1992, collectible in the year 1993, a tax rate of one and forty-one hundredths cents (\$.0141) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(c) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND. For the use and benefit of the Indianapolis Public Transportation Corporation General Fund, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, the sum of nine and fifty-three hundredths cents (\$.0953) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation General Fund.

(d) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND SINKING FUND. For the use and benefit of the Indianapolis Public Transportation Corporation Bond Sinking Fund, there is hereby levied and assessed, in the year 1992, collectible in the year 1993, the sum of one and seventy-one hundredths cents (\$.0171) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation Bond Sinking Fund.

(e) HEALTH AND HOSPITAL FUND. For the use and benefit of the Health and Hospital Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of seventy-six and fifty-three hundredths cents (\$.7653) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Fund.

(f) HEALTH AND HOSPITAL BOND FUND. For the use and benefit of the Health and Hospital Bond Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of eight and six hundredths cents (\$.0806) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

(g) HEALTH AND HOSPITAL CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Health and Hospital Cumulative Capital Development Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of twenty hundredths cents (\$.0020) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Cumulative Capital Development Fund.

ARTICLE EIGHT
COLLECTION AND EFFECTIVE DATE

Section 8.01. Collection of Tax Levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate. The

County Treasurer of such county, ex-officio City Treasurer, is hereby ordered and directed to collect the levies stated in Section 7.01 for the City of Indianapolis, a Consolidated City, and its special taxing districts, and make due report thereof as provided by law.

Section 8.02. Effective Date.

This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council, approval by the Mayor, (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law; except that, any part of this ordinance providing for the budget or appropriating money for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

Councillor Williams stated that during the course of the reorganization and the budget review she has heard staff persons referred to as "head counts" and "warm bodies" and their jobs referred to as "functions." The Mayor's administration must recognize that alienation does exist at the staff level and with it the potential to create an atmosphere of fear, lack of trust, and lack of creativity. Further, when community residents, and even Council members, come forward with suggestions and critique they should not be viewed as suspect. She said that the desired outcome requires the highest quality, highest performance, and greatest efficiency of everyone involved. The success of the Mayor's neighborhood initiatives demand a true collaborative effort which connotes deeply integrating planning and decision making. An atmosphere of trust and acceptance must be built. It is her opinion that it is going to require the whole community and a dedicated, created staff in concert to make these initiatives a reality.

PROPOSAL NO. 387, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 387, 1992 on September 15 and 18, 1992. The proposal is the annual budget for the Marion County Department of Public Welfare for 1993. By a 6-2-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Ruhmkorff moved, seconded by Councillor Smith, for adoption. Proposal No. 387, 1992, as amended, was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*
3 NAYS: *Jimison, Short, Williams*

Proposal No. 387, 1992, as amended, was retitled FISCAL ORDINANCE NO. 58, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1992

A FISCAL ORDINANCE creating the annual budget for the Department of Public Welfare for the fiscal year beginning January 1, 1993 and ending December 31, 1993 appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations for the Department of Public Welfare, fixing and establishing the annual rate of taxation and tax levy for the year 1993 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. COUNTY WELFARE APPROPRIATIONS FOR 1993.

For expenses of the Marion County Department of Public Welfare for the year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Welfare General Fund, Welfare Administration Fund, Welfare Medical Care Assistance to Wards Fund, Hospital Care for the Indigent Fund, and County Children With Special Health Care Needs Fund for the purposes herein specified subject to the laws governing the same. The sums so appropriated shall be held to

include all such expenditures authorized to be made during the said calendar year, unless otherwise expressly stipulated and provided by law.

ANNUAL BUDGET
OF THE
MARION COUNTY DEPARTMENT OF PUBLIC WELFARE

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC WELFARE	WELFARE GENERAL FUND	
1. Personal Services	0	0
2. Supplies	0	0
3. Other Services and Charges	95,453,245	77,290,773
4. Capital Outlay	0	0
TOTAL	95,453,245	77,290,773

Welfare Administration Fund (not provided)
Welfare Medical Care Assistance to Wards (not provided)
Hospital Care for the Indigent Fund (not provided)
County Children With Special Health Care Needs Fund (not provided)

SECTION 2. MARION COUNTY WELFARE BOND SINKING FUND APPROPRIATIONS.

For the calendar year 1993, there is hereby appropriated out of the Marion County Welfare Sinking Fund the following:

Principal to be paid	-0-
Interest to be paid	-0-
Bank Service Charge	-0-
TOTAL	-0-

SECTION 3. STATEMENTS OF MISCELLANEOUS REVENUES.

The budget contained in Section 1 and Section 2 for the Marion County Department of Public Welfare shall be financed by the use of the miscellaneous receipts of the said funds and portions of current balances as indicated in the following tables and by the revenues from taxation provided from the several tax levies fixed in Section 6 of this ordinance.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	226,523	453,046
License Excise Tax	1,013,062	2,304,412
OTHER REVENUE		
AFDC	20,331,472	44,839,769
Welfare Share Child Support Title IV-D	400,000	900,000
Burial of Deceased ADC Recipients	11,557	30,000
Foster Care/Adoption Assistance	1,133,592	2,642,686
Independent Living	8,305	24,024
Loan Proceeds		
Child Care	1,285,041	3,530,404
Other Miscellaneous Repayments	397,300	802,000
TOTAL	24,806,852	55,526,341

September 21, 1992

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE ADMINISTRATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
SPECIAL TAXES		
Financial Institution Tax	43,094	86,188
Vehicle License Excise Tax	<u>192,726</u>	<u>438,013</u>
TOTAL	235,820	524,201

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
SPECIAL TAXES		
Financial Institution Tax	2,518	5,036
Vehicle License Excise Tax	<u>11,263</u>	<u>25,598</u>
TOTAL	13,781	30,634

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE BOND SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
SPECIAL TAXES		
Financial Institution Tax	108,435	-0-
Vehicle License Excise Tax	<u>484,943</u>	<u>-0-</u>
TOTAL	593,378	-0-

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HOSPITAL CARE FOR THE INDIGENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992	Jan. 01, 1993
	to	to
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>	<u>Dec. 31, 1992</u>	<u>Dec. 31, 1993</u>
SPECIAL TAXES		
Financial Institution Tax	3,078	6,156
Vehicle License Excise Tax	<u>13,776</u>	<u>31,286</u>
TOTAL	16,854	37,442

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
<u>SPECIAL TAXES</u>		
Financial Institution Tax	8,465	16,930
Vehicle License Excise Tax	<u>37,857</u>	<u>86,038</u>
TOTAL	46,322	102,968

SECTION 4. ESTIMATES OF FUNDS TO BE RAISED AND PROPOSED TAX RATES.

The appropriations made in Section 3 shall be financed from the foregoing allocations of revenues and from the proposed rates of taxation calculated as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WELFARE GENERAL FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	(5,407,363)	(5,407,363)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	32,746,416	32,746,416
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	32,746,416	32,746,416
6. Remaining property taxes to be collected present year	11,797,531	11,797,531
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	24,806,852	24,806,852
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	36,604,383	36,604,383
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(1,549,396)	(1,549,396)
10. Total budget estimate for January 1 to December 31 of incoming year	95,453,245	77,290,773
11. Miscellaneous revenue for January 1 to December 31 of incoming year	55,526,341	55,526,341
12. Property tax to be raised from January 1 to December 31 of incoming year	23,313,828	23,313,828
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	(18,162,472)	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.3238	.3238
Proposed tax rate for incoming year	.3301	.3301

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE ADMINISTRATION FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	235,820	235,820
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	524,201	524,201
12. Property tax to be raised from January 1 to December 31 of incoming year	4,401,227	4,401,227
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0616	.0616
Proposed tax rate for incoming year	.0623	.0623

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____

5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,781	13,781
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)		
10. Total budget estimate for January 1 to December 31 of incoming year		
11. Miscellaneous revenue for January 1 to December 31 of incoming year	30,634	30,634
12. Property tax to be raised from January 1 to December 31 of incoming year	255,483	262,111
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)		
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0036	.0036
Proposed tax rate for incoming year	.0032	.0037

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

WELFARE BOND SINKING FUND

1993 NET ASSESSED VALUATION 7,062,926,279

1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	443,732	443,732
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,948,741	5,948,741
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	5,948,741	5,948,741
6. Remaining property taxes to be collected present year	5,647,366	5,647,366
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	593,378	593,378
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	6,240,744	6,240,744
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	735,735	735,735
10. Total budget estimate for January 1 to December 31 of incoming year	-0-	-0-

11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-0-
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	735,735	735,735
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1550	.1550
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HOSPITAL CARE FOR THE INDIGENT FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	16,854	16,854
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	37,442	37,442
12. Property tax to be raised from January 1 to December 31 of incoming year	312,257	320,357
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0044	.0044
Proposed tax rate for incoming year	.0044	.0045

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND
1993 NET ASSESSED VALUATION 7,062,926,279
1992 BILLED NET ASSESSED VALUATION 6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	46,322	46,322
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	106,928	106,928
12. Property tax to be raised from January 1 to December 31 of incoming year	856,632	856,632
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0121	.0121
Proposed tax rate for incoming year	.0121	.0121

SECTION 5. SUMMARY OF PUBLIC WELFARE APPROPRIATIONS AND TAX LEVIES.

FUND	APPROP.	AMOUNT TO BE RAISED	NET TAX RATE
Welfare General	77,290,773	23,313,828	.3301
Welfare Administration	_____	4,401,227	.0623
Welfare Medical Care Assistance to Wards	_____	262,111	.0037
Welfare Bond Sinking	_____	-0-	-0-
Hospital Care for the Indigent	_____	320,357	.0045
County Children With Special Health Care Needs	_____	856,632	.0121
TOTAL WELFARE	77,290,773	29,154,155	.4127

SECTION 6. MARION COUNTY PUBLIC WELFARE TAX LEVIES.

(a) WELFARE GENERAL FUND. For the use and benefit of the Welfare General Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of thirty-three and one hundredths cents (\$.3301) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare General Fund in the County Treasury.

(b) WELFARE ADMINISTRATION FUND. For the use and benefit of the Welfare Administration Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of six and twenty-three hundredths cents (\$.0623) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Administration Fund in the County Treasury and transferred to the State of Indiana.

(c) WELFARE MEDICAL CARE ASSISTANCE TO WARDS. For the use and benefit of the Welfare Medical Care Assistance to Wards Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of thirty-seven hundredths cents (\$.0037) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Medical Care Assistance to Wards Fund in the County Treasury and transferred to the State of Indiana.

(d) WELFARE BOND SINKING FUND. For the use and benefit of the County Welfare Bond Sinking Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of zero hundredths cents (\$.0000) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Bond Sinking Fund in the County Treasury.

(e) HOSPITAL CARE FOR THE INDIGENT FUND. For the use and benefit of the Hospital Care for the Indigent Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of forty-five hundredths cents (\$.0045) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Hospital Care for the Indigent Fund in the County Treasury and transferred to the State of Indiana.

(f) COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND. For the use and benefit of the County Children With Special Health Care Needs Fund, there is hereby levied and assessed in 1992, collectible in the year 1993, the sum of one and twenty-one hundredths cents (\$.0121) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Children With Special Health Care Needs Fund in the County Treasury and transferred to the State of Indiana.

SECTION 7. COLLECTION OF TAX LEVIES.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate.

SECTION 8. EFFECTIVE DATE.

This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council, approval by the Mayor (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law.

PROPOSAL NO. 392, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee hear Proposal No. 392, 1992 on September 18, 1992. The proposal authorizes the preparation of an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for the Department of Public Welfare. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Ruhmkorff moved, seconded by Councillor Coughenour, to strike. Proposal No. 392, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 399, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 399, 1992 on August 26 and September 16, 1992. The proposal is the annual budget for the Metropolitan Emergency Communications Agency for 1993. By a 6-0 vote on September 16, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor

Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 399, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

1 NAY: *Borst*

3 NOT VOTING: *Black, Gilmer, Hinkle*

Proposal No. 399, 1992, as amended, was retitled FISCAL ORDINANCE NO. 59, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1992

A FISCAL ORDINANCE creating the annual budget of the Metropolitan Emergency Communications Agency (MECA) of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said MECA and the MECA Sinking Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1993 for each fund for which a tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Metropolitan Emergency Communications Agency of the City of Indianapolis for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Fund for the purposes herein specified, subject to the law governing the same:

1993 ANNUAL BUDGET
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	864,825	864,825
2. Supplies	37,398	37,398
3. Other Services and Charges	2,691,501	2,691,501
4. Capital Outlay	75,000	75,000
TOTAL	3,668,724	3,668,724

SECTION 2. For the purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Metropolitan Emergency Communications Agency of the City of Indianapolis, for the fiscal year beginning January 1, 1993 and ending December 31, 1993, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Agency Sinking Fund for the purposes herein specified, subject to the law governing the same:

METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
1. Personal Communications	
2. Supplies	
3. Other Communications and Charges	3,600,000
4. Capital Outlay	
TOTAL	3,600,000

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Metropolitan Emergency Communications Agency for the ensuing year are now fixed and approved for all employees of the Metropolitan Emergency Communications Agency in accordance with the following schedule:

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Metropolitan Emergency Communications Agency, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Metropolitan Emergency Communications Agency in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Metropolitan Communications Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, and all fees, charges, miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency and the portion of County Option Income taxes allocated to such purposes, all of which does not involve a property tax levy for said fund.

(b) The Metropolitan Emergency Communications Agency Sinking Fund for 1993 shall consist of all balances at the end of fiscal 1992 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency Sinking Fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Consolidated City by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Consolidated City of Indianapolis, as assessed and returned for taxation in said District for the year 1992, payable in 1993, a tax rate of zero cents (\$.0000) for the Metropolitan Emergency Communications Agency Fund on each one hundred dollars (\$100.00) valuation of such district taxable property, and four and forty-seven hundredths cents (\$.0447) for Metropolitan Emergency Communications Agency Sinking Fund on each one hundred dollars (\$100.00) valuation of such district taxable property.

SECTION 6. The budget of said taxing district shall be funded with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
County Option Income Tax	1,000,000	2,000,000
ALL OTHER REVENUE		
E-911 Telephone Charge	730,700	1,460,000
Interest	<u>60,000</u>	<u>100,000</u>
TOTAL	1,790,700	3,560,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1992 AND DECEMBER 31, 1993

	July 01, 1992 to Dec. 31, 1992	Jan. 01, 1993 to Dec. 31, 1993
<u>ESTIMATED AMOUNTS TO BE RECEIVED</u>		
SPECIAL TAXES		
Financial Institution Tax	_____	62,511
License Excise Tax	_____	334,024
ALL OTHER REVENUE		
Interest on Investments	_____	<u>46,337</u>
TOTAL	_____	442,872

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
1993 NET ASSESSED VALUATION \$7,062,926,279
1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	3,011,077	3,011,077
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,167,111	1,167,111
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	1,167,111	1,167,111
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,790,700	1,790,700
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,790,700	1,790,700
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	3,634,666	3,634,666

10. Total budget estimate for January 1 to December 31 of incoming year	3,668,724	3,668,724
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,560,000	3,560,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,525,942	3,525,942
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)		
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	0	0

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
 METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
 1993 NET ASSESSED VALUATION \$7,062,926,279
 1992 BILLED NET ASSESSED VALUATION \$6,956,915,810

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	0	0
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	0	0
10. Total budget estimate for January 1 to December 31 of incoming year	3,600,000	3,600,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	442,872	442,872
12. Property tax to be raised from January 1 to December 31 of incoming year	3,157,128	3,157,128
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	0	0
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)		
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0	0
Proposed tax rate for incoming year	.0447	.0447

SECTION 6. SUMMARY OF APPROPRIATIONS AND TAX LEVIES.

<u>FUNDS</u>	<u>LEVY ON PROPERTY</u>	<u>AMOUNT TO BE RAISED</u>
Metropolitan Emergency Communications Agency	0	0
Metropolitan Emergency Communications Agency Sinking	<u>.0447</u>	<u>3,157,128</u>
TOTAL	.0447	3,157,128

SECTION 7. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and she is hereby ordered and directed to collect the same for the Metropolitan Emergency Communications Agency of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 8. This ordinance shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 360, 1992. The proposal appropriates \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment. Councillor Borst asked for consent to postpone Proposal No. 360, 1992 until October 12, 1992. Consent was given.

PROPOSAL NO. 398, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 398, 1992 on September 17, 1992. The proposal appropriates \$21,750 for the Department of Parks and Recreation, Administration Division, to cover the costs of a Midnight Basketball Program. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:55 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 398, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*

1 NAY: *Ruhmkorff*

3 NOT VOTING: *Coughenour, Dowden, West*

Proposal No. 398, 1992 was retitled FISCAL ORDINANCE NO. 60, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-one Thousand Seven Hundred Fifty Dollars (\$21,750) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to utilize a federal Grant from the Department of Housing and Urban Development to provide a structured Midnight Basketball Program for youths between 14-21 years of age.

SECTION 2. The sum of Twenty-one Thousand Seven Hundred Fifty Dollars (\$21,750) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION
ADMINISTRATION DIVISION

2. Supplies
3. Other Services and Charges
TOTAL INCREASE

PARK GENERAL FUND

\$ 3,750
18,000
\$21,750

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered
Park General Fund
TOTAL REDUCTION

PARK GENERAL FUND

\$21,750
\$21,750

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 400, 1992. The proposal appropriates \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant. Councillor Dowden asked for consent to postpone Proposal No. 400, 1992 until October 12, 1992. Consent was given.

PROPOSAL NO. 438, 1992. The proposal reappropriates \$411,343 in the County Grants Fund for the County Sheriff and repeals Fiscal Ordinance Nos. 3 and 18, 1992. Councillor Dowden asked for consent to postpone Proposal No. 438, 1992 until October 12, 1992. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 297, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 297, 1992 on July 2 and September 17, 1992. The proposal concerns the reorganization of the Department of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Schneider, for adoption. Proposal No. 297, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*

0 NAYS:

4 NOT VOTING: *Franklin, Giffin, Moriarty, West*

Proposal No. 297, 1992 was retitled GENERAL ORDINANCE NO. 66, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 1992

A GENERAL ORDINANCE recodifying and amending Article III of Chapter 3 of the Code of Indianapolis and Marion County concerning the reorganization of the Department of Parks and Recreation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Chapter 241 (which is a revision and recodification of Article III of Chapter 3 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 241. DEPARTMENT OF PARKS AND RECREATION
ARTICLE I. DEPARTMENT ESTABLISHED

Sec. ~~3-200~~ 241-1. Department ~~created; duties, powers~~ established.

~~(a) [Created.] Pursuant to IC 36-10-3-3 There is hereby created established a department of parks and recreation for the park district as a successor to the department of parks and recreation established by IC 18-4-13 (repealed) pursuant to IC 36-3-5-4 subject to IC 36-3-4-23.~~

Sec. 241-2. ~~(b)~~ Duties, powers. It shall be the responsibility of the department of parks and recreation to operate and maintain parks and sports and recreational facilities owned by the consolidated city or the county ~~of or~~ the park district. The department shall ~~have all the~~ exercise powers granted ~~in~~ by this chapter ~~and~~ any additional powers granted the department of parks and recreation of a consolidated city ~~in IC 36-10-4 or~~ by the city-county council, ~~or and any other powers and duties granted by statute or ordinance or delegated by the mayor. The department shall have all duties and powers prescribed for it as of August 31, 1983, subject to IC 36-3-4-23.~~

ARTICLE II. ORGANIZATION

Sec. ~~3-201~~ 241-11. Director; ~~duties, powers~~.

~~(a)~~ The ~~chief administrative officer~~ director of the department of parks and recreation shall ~~be a director who shall~~ be appointed by the mayor ~~with~~ subject to the approval of the city-county council as required by IC 36-3-5-2. The director ~~is shall be~~ appointed for a term ending December 31 of the year appointed of one (1) year and until his successor is appointed and qualified, but serves at the pleasure of the mayor.

Sec. 241-12. Duties of the director.

~~(b)~~ The director ~~of the department of parks and recreation shall have the following duties and powers:~~

- ~~(1)~~ To supervise and coordinate the activities of ~~Manage the divisions within the department, provide policy direction and develop strategic management and capital improvement plans;~~
- ~~(2)~~ To ~~o~~Oversee the daily operations of the department;
- ~~(3)~~ To pPrepare and submit the department's budget to the fiscal officer as required by IC 36-3-6-4(b)(1);
- ~~(4)~~ To aAppoint an administrator to be head of each division of the department division administrators, assistant division administrators and an executive officer subject to the approval of the mayor as provided in IC 36-3-5-5;
- ~~(5)~~ To aApprove the hiring and dismissal of the personnel of the department subject to limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5;
- ~~(6)~~ To ~~manage the personnel of~~ Provide administrative support to the department;
- ~~(7)~~ To dDelegate to the personnel employed in the department authority to act in his behalf, as provided in IC 36-3-5-5(c);
- ~~(8)~~ To eExecute contracts on behalf of the department subject to the powers of the mayor and the board of parks and recreation;
- ~~(9)~~ Exercise ~~Any~~ other powers which may be granted by ~~law, statute or ordinance or delegated by the city-county council or the mayor.~~

Sec. ~~3-202~~ 241-13. Divisions.

The department of parks and recreation shall be composed of the following divisions:

- (1) Support services division.
- (2) Financial services division.

- (3) Marketing services division.
- (4) Recreation and special facilities division.
- (5) Natural resources division.
- (6) Golf services division.
- (7) Eagle Creek division.

ARTICLE III. DIVISIONS

Sec. 241-101. ~~(A) Division of Support Services Division administration.~~ The ~~Division of Administration~~ support services division shall:

- (1) Provide management and support to the department;
- (2) Provide support in areas of human resources and staff development, training, payroll administration, personnel policy and procedures, employee relations and labor negotiations;
- (3) Provide to the department support in areas of purchasing and procurement, stock inventory and concessions management, and fleet management;
- (4) Provide for the building and ground maintenance of parks and facilities within the park district;
- (5) Be responsible for the organization and implementation of a customer service operation, including the issuance of permits and centralized registration;
- (6) Manage all aspects of the department's data processing systems; and
- (7) Provide for the safety and security of all park and recreational facilities.
- ~~(2) Provide guidance to other divisions of the department in the areas of municipal ordinances, state board of accounts, planning, labor relations, operating and support policies, and activity priorities;~~
- ~~(3) Provide support to other divisions of the department by providing a warehouse and inventory system, data processing, printing, property management, public review, internal review, grant applications, finance, personnel, and citizens' services;~~
- ~~(4) Construct, design and plan parks for the park district; and~~
- ~~(5) Construct and maintain roads within parks in the park district except those roads within public right of way.~~

Sec. 241-201. Financial Services Division. The financial services division shall:

- (1) Be responsible for the preparation of the budget and fiscal ordinances, as well as financial planning and analysis;
- (2) Be responsible for the management of all aspects of the department's accounting and auditing systems, including the monitoring of all cash control systems; and
- (3) Administer and coordinate the preparation of all contracts within the department.

Sec. 241-301. Marketing Services Division. The marketing services division shall provide for all marketing needs of the department, including public and media relations, printing, photography and research support and volunteer coordination.

Sec. 241-401. Recreation and Special Facilities Division. The recreation and special facilities division shall:

- (1) Be responsible for the organization and management of all recreation and family centers within the park district including aquatics coordination;
- (2) Plan, develop and provide community recreational opportunities, leisure services and specialized athletic activities to all residents of the park district regardless of age, race, religion, sex or national origin; and

(3) Provide and manage specialized sports facilities within the park district.

Sec. 241-501. Natural Resources Division. The natural resources division shall:

(1) Manage all property and resources within the park district and oversee the administration of all grants; and

(2) Construct, design and plan parks for the park district.

Sec. 241-601. ~~(E)~~ Golf Services dDivision. The golf services division is shall be responsible for the maintenance, operation and programming of the eleven (11) all municipal golf courses within the park district.

Sec. 241-701. ~~(B)~~ Eagle Creek division. The Eagle Creek division shall administer Eagle Creek Park with special emphasis on providing outdoor recreational activities.

~~(C) Parks management division. The parks management division shall maintain park facilities in a clean, safe and functional manner. Management operations include park maintenance, natural resources, facilities maintenance and land improvement.~~

~~(D) Community recreation division. The community recreation division operates programs within four (4) major categories: recreation, sports, cultural arts, and special facilities. These categories are composed of many sections and activities. The division shall plan, develop and provide recreational opportunities, leisure services and specialized athletic activities to all residents of the park district regardless of age, race, religion, sex or national origin.~~

Sec. 241-801. Additional powers.

In addition, each division shall have all powers, duties and responsibilities assigned to it granted by law, statute or ordinance or delegated by the city-county council, or by the mayor.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 359, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 359, 1992 on September 15, 1992. The proposal transfers and appropriates \$62,300 for the Cooperative Extension Service to move agents' salaries from Personal Services to Other Services and Charges. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor McClamroch, for adoption. Proposal No. 359, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*

0 NAYS:

4 NOT VOTING: *Black, Franklin, Hinkle, West*

Proposal No. 359, 1992 was retitled FISCAL ORDINANCE NO. 61, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Sixty-two Thousand Three Hundred Dollars (\$62,300) in the County General Fund for purposes of the Cooperative Extension Service and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cooperative Extension Service to transfer money to pay for contractual services.

SECTION 2. The sum of Sixty-two Thousand Three Hundred Dollars (\$62,300) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$62,300
TOTAL INCREASE	\$62,300

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$62,300
TOTAL REDUCTION	\$62,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President ruled that Proposal Nos. 401, 464, 421 and 436, 1992 will be the next items on the agenda followed by the transportation proposals.

PROPOSAL NO. 401, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 401, 1992 on August 26 and September 16, 1992. The proposal, sponsored by Councillors Franklin, Golc, Moriarty and Jimison, recodifies and amends the Code concerning court services and jury expenses. The proposal was amended in Committee by adding language concerning juror meals, lodging and fees. By an 8-0 vote on September 16, 1992, the Committee reported the proposal to the full Council with the recommendation that it do pass as amended.

Councillor Dowden said that earlier this year the Council directed the Justice Agency to do a study of the Court Services Agency. The result of the preliminary study identified several areas of excessive costs in its operation and there seemed to be very little accountability in its operation. Consequently, four members of the Public Safety and Criminal Justice Committee had an ordinance drafted to bring the Court Services Agency under some administrative oversight and to bring these costs under control. The proposal states that the overall responsibility of the Court Services Agency shall be vested with the Clerk of the Circuit Court of Marion County.

Councillor Dowden moved, seconded by Councillor Moriarty, to amend Sec. 281-323, Proposal No. 401, 1992, as amended, by deleting the words "Superior Court, Criminal Division" and inserting in lieu thereof the words "Municipal Court, Marion County Superior Court." This motion passed by unanimous voice vote.

Councillor Dowden asked the President's consent to read into the record a letter that the President had received that day from Judge James Kirsch. Consent was given. Councillor Dowden read the following letter:

September 21, 1992

Dr. Buert SerVaas, President
INDIANAPOLIS-MARION COUNTY
CITY COUNTY COUNCIL
241 City-County Building
200 East Washington Street
Indianapolis, IN 46204

Re: Proposal No. 401, 1992

Dear Dr. SerVaas:

Thank you for convening last Tuesday's meeting with Judge Jack Ryan, Bob Elrod and myself to look at cooperative solutions to the issues which have separated us. The meeting provided an opportunity for an open discussion of these issues and, most importantly, let to a commitment that going forward we would work together in an attempt to resolve such issues in a cooperative fashion.

That pledge was placed in serious jeopardy less than 36 hours later when the Public Safety and Criminal Justice Committee proceeded with its hearing on the above referenced proposal. The proposal, which transfers the Court Services Agency to the control of the Marion County Clerk, is one in which judges have a vital interest. We believe that the proposed transfer is contrary to the Indiana Constitution and to Indiana Code 33-4-5-2(b). We believe that such a transfer could result in the entire jury selection process in Marion County -- a process which has been upheld by the Indiana Supreme court and the Court of Appeals -- being overturned. The results of such overturning could be catastrophic to the community.

Because of these concerns, we requested that the Public Safety and Criminal Justice Committee defer its hearing on the proposal from last Wednesday evening. The reason for the request was that the Judicial Conference of the State of Indiana was meeting in Evansville at that time, and by law all judges are required to attend. We pledged to attend the next regularly-scheduled meeting of the committee or any special-called committee meeting.

Notwithstanding this request, the Committee proceeded with the hearing and recommended unanimously that the proposal be adopted. If the Council proceeds to hear and act upon the proposal without allowing public comment from the judicial branch of government, I see little likelihood that there will be a cooperative solution upon the other issues which we face. If that is the outcome of tonight's meeting, I would ask Judge Ryan to join me in executing our statutory duty set forth in I.C. 33-4-5-2 by appointing a secretary for the Jury Commissioners and sufficient stenographic aid and clerical help to perform their duties. Pursuant to such authority, I would also ask Judge Ryan to join me in fixing the salaries of the Commissioners and such employees. The statute also provides that the Court may "also provide office quarters and necessary supplies therefor, all of which shall be paid from the treasury of the county upon the order of the Court." In this eventuality, we would have a court services agency under the auspices of the Clerk with nothing to do and an office of the Jury Commissioners which would perform the present duties of the Jury Pool.

I respectfully request that the Council defer consideration of Proposal No. 401, 1992 until such time as we can meet formally or informally to discuss these issues.

We've failed the people of Marion County when we -- the legislative and judicial branches of government -- failed to resolve the public defender issues in a cooperative fashion. Let us not fail them again. Let us not have another debacle like that which resulted from the public defender issue. Let us not become embroiled in mandate procedures and lawsuits. Let us find solutions to the problems which face us in a cooperative way. The people of this county deserve nothing less.

Thank you for your consideration.

Sincerely,
/s/ James S. Kirsch
James S. Kirsch
Presiding Judge

Councillor Dowden said that he believes that the implied suggestion in the letter is that if the Council passes Proposal No. 401, 1992 then the Courts will create another agency.

Councillor Franklin said that the purpose of Proposal No. 401, 1992 is to increase budget controls in the Court Services Agency. In no way does it attempt to interfere with the judges' ability to fulfill their judicial responsibility, nor does it usurp the authority of the judges or their court proceedings. What it does is attempt to make the Court Services Agency more fiscally responsible and able to react to changing economic and financial circumstances. In November 1990 the agency depleted its operating funds; \$90,000 was taken from the agency's 1991 budget to cover that shortfall. In 1991 the agency again depleted its funds after only ten months of operation; \$195,000 was taken from the agency's 1992 budget to cover this second shortfall. This year the budget shortfall will approximate \$300,000. He hopes the proposal will eliminate the agency's annual shortfalls by (1) assigning the responsibility of the Court Services Agency to the Clerk of the Circuit Court, and (2) reducing the jury fee expense for jurors who are called but do not serve. Prospective jurors are paid \$20 per day which covers mileage expense and parking fees. Since the prospective jurors do not serve a full day, \$10 should cover mileage and parking for one day. By reducing the fee, the agency and the taxpayers should realize a savings of about \$140,000 annually.

Councillor Moriarty stated that the Public Safety and Criminal Justice Committee has decided to move Proposal No. 401, 1992 for passage for two reasons: (1) the jury pool's budget shortfall of \$300,000 and the urgency to do something about it; and (2) this issue has been around for three years. To date no effort has been undertaken by the judiciary to address the issue either by themselves or in conjunction with the Public Safety and Criminal Justice Committee. Aside from indicating their opposition, no recourse is forthcoming. She feels that continued negotiations would not address the budget shortfall nor the problems that continue to plague the jury pool.

Councillor Golc stated that he would like to make the following three points concerning this proposal: purpose, timing and result. (1) The purpose of this proposal is to provide some direction to a problem that has been identified--a shortfall of over \$300,000. (2) The timing is important because it is being discussed at budget time. (3) The result is that it is going to provide some direction to an agency that he feels lacks accountability, efficiency and direction.

Councillor Williams moved to postpone Proposal No. 401, 1992 for the following reasons: (1) the actual ordinance was heard on an evening when the judges were at a required continuing legal education function and did not participate in the public portion of the debate; (2) an opinion be obtained from the constitutional law department of Indiana University Law School on the constitutional questions which have been raised; and (3) a couple of the judges were told that this matter was not going to be acted upon tonight--that it was going to be tabled. This motion was seconded by Councillor Short.

Councillor Jimison said that, in her opinion, the proposal is constitutional.

The President asked Judge Carr Darden and Judge Evan Goodman to address the Council concerning this issue.

Judge Carr Darden, Marion Superior Court, Criminal Division, Room 6, stated he believes the judges should be heard on this matter because there are some problems with the

ordinance as proposed. As he sees it this ordinance addresses two issues: (1) reducing of the amount of fees that would be paid to potential jurors--he thinks the Council can do that and he does not have a problem with that; and (2) investing the Clerk with certain powers--the judges at this point are not conceding any authority. He does not want to give up any authority that has been vested in him by the Supreme Court of Indiana to any other elected official. He said that if an independent opinion of this ordinance is sought, it would carry a lot of weight with the judges. He asked that the proposal be tabled to give the judges a chance to address the issues.

Judge Goodman, Presiding Judge of the Municipal Courts, said that he concurs with Judge Darden. He believes that there is unanimity among the 32 county judges in that this issue rises to the level of constitutional proportions and he hopes that the Council will table this proposal until a judicial decision or an opinion is received from either the law school or the judicial conference.

Councillor Curry stated that one of the reasons he voted to send this proposal to the full Council with a do pass in Committee is that one Circuit Court judge says "Get the action going," and another group of judges say "Let's delay." He said that he is perplexed.

Judge Darden said that he feels that the main thing all the judges want is to be given a chance to testify before the Committee.

Councillor Borst stated that he supports the proposal, but he does not think the Council is receiving enough communication from the judiciary. He would agree to a postponement if the Councillors could receive a single detailed list of what all the judges think is wrong with the proposal.

Councillor Boyd stated that there seems to be two level of concerns--one is the substantive issue and the other is the procedural issue. He is concerned with the procedural issue. If the judges' input was denied during the last Committee hearing then it would seem prudent to let the judges have an opportunity to that kind of input. Therefore, he supports postponing this proposal until the October 12, 1992 meeting of the Council.

Councillor Curry said that if the Council wants to do what Councillors Williams and Boyd want, postponing is the wrong thing to do; this proposal should be returned back to Committee for proper discussion.

Councillor Williams said she accepts that as a friendly amendment and Councillor Boyd concurred.

Councillor Curry suggested that Proposal No. 401, 1992 be scheduled for the Public Safety and Criminal Justice Committee meeting on October 21, 1992 and then it would come before the full Council on October 26, 1992.

Councillor Golc said that if Proposal No. 401, 1992 is returned to Committee, and if it is on the Public Safety and Criminal Justice Committee's agenda on October 21, 1992, then he would like to have a plan in decision-form from the judges for the committee to act on.

Councillor Williams' motion failed by the following roll call vote; viz:

14 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Howard, Jones, McClamroch, SerVaas, Short, West, Williams*

14 NAYS: *Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Smith*

1 NOT VOTING: *Giffin*

Proposal No. 401, 1992, as amended, was adopted by the following roll call vote; viz:

21 YEAS: *Beadling, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*

7 NAYS: *Black, Borst, Boyd, Howard, Jones, Short, Williams*

1 NOT VOTING: *Giffin*

Proposal No. 401, 1992, as amended, was retitled GENERAL ORDINANCE NO. 67, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 1992

A GENERAL ORDINANCE recodifying and amending Sec. 2-410 and Sec. 2-410.5 of the Code as a new Article concerning court services and jury expenses.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Article III in Chapter 281 (which is a revision and recodification of Sec. 2-410 and Sec. 2-410.5 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 281. COUNTY OFFICIALS
ARTICLE III. COUNTY CLERK
DIVISION 2. COURT SERVICES AGENCY

Sec. 2-410 281-321. ~~Jury and pauper appeals pool~~ Court Services Division. A court services division in the office of the Clerk of Marion County is hereby established.

Sec. 281-322. Overall responsibility of the court services division shall be vested with the clerk of the circuit court of Marion County, who shall oversee the establishment of reasonable and uniform rules and policies of juror fees, juror meal and lodging expenses, witness fees and other activities and expenses after consultation with affected parties, including but not limited to representatives from the Marion County Superior Court Criminal Division, the Circuit Court and the presiding judge of the Municipal Court. The Clerk shall at least annually advertise for public bids for contracts to provide juror meals, juror lodging or both.

Sec. 281-323. Costs of juries and witnesses.

(a) ~~There is hereby created a jury and pauper appeals pool~~ For the Municipal Court, Marion County Superior Court, Criminal Division and Circuit Court, from which the following expenses of county government shall be paid; and no other expenses shall be paid therefrom by the court services division:

- (1) Juror per diem fees
- (2) Jurors meals and lodging expense
- (3) Witness fees
- ~~(4) Pauper attorney appeals fees.~~

(b) The expenses borne by the ~~jury and pauper appeals pool~~ court services division shall be defrayed from appropriations from the county general fund. Expenditures from the jury and pauper appeals pool and shall not exceed the appropriations therefor.

Sec. 281-324. Payment of claims.

~~(c) The auditor of Marion County shall administer the jury and pauper appeals pool, and shall pay claims for expenses under subsection 251-323 (a) from it the division upon presentation by participating courts of proper claims pursuant to law.~~

~~(d) Other rules for the governance of the jury and pauper appeals pool may be prescribed by the Marion County Superior Court Criminal Division and the Circuit Court acting in concert, each judge having one vote, not inconsistent with this section.~~

Sec. 2-410.5 281-325. Supplemental juror fees.

In addition to the fees prescribed by IC 33-19-1-4(a)(2), impaneled jurors of the Marion Circuit, Superior, and Municipal Courts and members of the grand jury shall be paid ten dollars (\$10.00) for each day the juror is in actual attendance in court after twelve noon and until the jury is impaneled and seventeen dollars and fifty cents (\$17.50) for each day the juror is in actual attendance after impaneling and until the jury is discharged. (making total juror fees of ten dollars (\$10.00) per day for those attending the jury selection process but released before noon, or twenty dollars (\$20.00) if required to stay beyond noon, or thirty-seven dollars and fifty cents (\$37.50) per day for those citizens who are actually impaneled on a jury.)

SECTION 2. Sec. 2-410 and Sec. 2-410.5 of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

Councillor Williams stated that Judge James Kirsch was ready to come before this body tonight with a prepared statement on Proposal No. 401, 1992. He was told by someone that the matter was going to be tabled. She would like a formal or informal investigation to be conducted by Mr. Elrod or the President to find out exactly what happened.

Councillor West said that a member of the Council staff called Judges Kirsch, Johnson and Zore, all who were here earlier, and let them know that Proposal No. 401, 1992 was on the agenda and that action would probably be taken on it.

The President said he would look into the allegation that the judges were told by someone that Proposal No. 401, 1992 was going to be tabled.

PROPOSAL NO. 464, 1992. The proposal transfers and appropriates \$200,000 for the Clerk of the Circuit Court to cover jury expenses in Court Services. Councillor Dowden reported that at the September 16, 1992 Public Safety and Criminal Justice Committee meeting this matter was reviewed. The Clerk of the Circuit Court has offered a one-time appropriation of \$200,000 to cover jury expenses. The Committee by a vote of 7-0 approved the transfer of \$200,000 within the Clerk's budget and asked that this proposal be prepared for action at the September 21, 1992 Council meeting. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 464, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*
5 NAYS: *Black, Boyd, Howard, Short, Williams*
1 NOT VOTING: *Giffin*

Proposal No. 464, 1992 was retitled FISCAL ORDINANCE NO. 62, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Clerk of the Circuit Court to pay for court services, jury expenses.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$200,000</u>
TOTAL INCREASE	\$200,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$200,000</u>
TOTAL REDUCTION	\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 421, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 421, 1992 on September 15, 1992. The proposal amends the Comprehensive Zoning Maps of Marion County, Indiana. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 421, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Gilmer, Golc, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, Williams*
0 NAYS:
8 NOT VOTING: *Coughenour, Dowden, Franklin, Giffin, Hinkle, O'Dell, Schneider, West*

Proposal No. 421, 1992 was retitled GENERAL ORDINANCE NO. 68, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 1992
PROPOSAL NO. 421, 1992

METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NUMBER 92-AO-7

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County, Indiana, which includes the COMPREHENSIVE ZONING MAPS of Marion County, as amended, and fixing a time when same shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The COMPREHENSIVE ZONING MAPS of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended specifically to amend the Flood Control Zoning Districts in the manner and to the extent set forth below to conform to the Floodway - Flood Boundary and Floodway Map (FBFM) and the Flood Insurance Rate Map (FIRM) prepared by the Federal Emergency Management Agency (FEMA) dated June 3, 1988 and to Volumes I and II of the study entitled "The Flood Insurance Study for the City of Indianapolis, Indiana (STUDY) which maps and study are incorporated herein by reference and made a part of this ordinance:

A. The Floodway District boundaries, as shown on the Flood Control District Zoning Maps, are amended to conform to the Floodway boundaries as designated on the FIRM, FBFM and STUDY;

B. The Floodway Fringe District boundaries, as shown on the Flood Control Districts Zoning Maps, are amended to conform to the Floodway Fringe boundaries as designated on the FIRM, FBFM and STUDY;

C. All Letters of Map Amendment (LOMA) and Letters of Map Revision (LOMR) approved and issued by the Federal Emergency Management Agency (FEMA) from June 3, 1988 until September 2, 1992 shall be incorporated as map amendments to the applicable Flood Control Districts boundaries (said letters [LOMA and LOMR] are incorporated by reference and made a part of this ordinance;

D. This rezoning, however, shall not supercede, amend or repeal:

1. Any primary zoning district classification included upon the COMPREHENSIVE ZONING MAPS.
2. Any individually initiated rezoning ordinances approved by the Commission and the City-County Council subsequent to September 2, 1987, and thereafter legally effective (which rezonings by either individual legal description or map have not been mapped and included upon the COMPREHENSIVE ZONING MAPS, as amended, but shall be so included upon said MAPS in subsequent amendment hereto).
3. The AIRSPACE DISTRICT ZONING ORDINANCE (62-AO-2, as amended) and the Airspace District Map adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.
4. The REGIONAL CENTER ZONING ORDINANCE (70-AO-3, as amended) establishing the REGIONAL CENTER as a secondary zoning district of Marion County, Indiana.
5. The GRAVEL-SAND-BORROW DISTRICT ZONING ORDINANCE (65-AO-3) and the GSB (Gravel-Sand-Borrow) designations adopted pursuant thereto as a secondary zoning district.

SECTION 2. Upon and after the adoption of this Ordinance the Administrator shall undertake the preparation of amended Flood Control District Zoning maps to reflect the amendments made herein, and shall certify said maps to the Metropolitan Development Commission upon the completion of such maps. Pending such certification the Administrator shall use the FIRM, FBFM and Study in the manner and to the extent specified above in the administration of the regulations contained in this ordinance and the FLOOD CONTROL DISTRICTS ZONING ORDINANCE of Marion County (71-AO-3, as amended). Upon said certification, the Commission shall take all necessary action to adopt said maps as the amended Flood Control District Zoning Maps.

SECTION 3. If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

PROPOSAL NO. 436, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 436, 1992 on September 14, 1992. The proposal approves a lease of 30,000 sq. feet of warehouse and workshop space for voting machines. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Curry, for adoption. Proposal No. 436, 1992 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Gilmer, Golc, Howard, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams

1 NAY: Short

7 NOT VOTING: Coughenour, Dowden, Giffin, Hinkle, Jimison, O'Dell, Schneider

Proposal No. 436, 1992 was retitled SPECIAL RESOLUTION NO. 66, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 1992

A SPECIAL RESOLUTION determining the lease of 30,000 square feet of warehouse and workshop space located at 1367 West 16th Street, Indianapolis, Indiana, for the Marion County Election Board to be necessary.

WHEREAS, the Marion County Election Board leases certain space at 2525 Shadeland Avenue, Indianapolis, Indiana for storage and repairs of voting machines;

WHEREAS, the Marion County Election Board wishes to change said operations and lease a new location, to-wit: premises located at 1367 West 16th Street, Indianapolis, Indiana from the Sam Solotkin Irrevocable Trust, an Indiana irrevocable trust whose shares of ownership greater than ten percent (10%) are: Sandra Borns, 17.26%; Marsha Dayan, 20.89%; and William Solotkin, 20.89%.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the proposed lease of 30,000 square feet of warehouse and workshop space located at 1367 West 16th Street, Indianapolis, Indiana and hereby determines that the said lease of warehouse and workshop space for the use of the Marion County Election Board is necessary.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 368, 369, 370, 371, 372, 373, 405, 406 and 414, 1992. Councillor Gilmer asked for consent to vote on these transportation proposals together. Consent was given.

PROPOSAL NO. 368, 1992. The proposal amends the Code by authorizing intersection controls in the Saddlebrook subdivision (District 9). PROPOSAL NO. 369, 1992. The proposal amends the Code by authorizing intersection controls within the Wanamaker Village subdivision (District 23). PROPOSAL NO. 370, 1992. The proposal amends the Code by authorizing intersection controls and parking restrictions in the Castleton area (District 4). PROPOSAL NO. 371, 1992. The proposal amends the Code by authorizing intersection controls at various locations (District 12). PROPOSAL NO. 372, 1992. The proposal amends the Code by authorizing intersection controls at Bradbury Street and Bradbury connector road (4250 west) and Airport Expressway and Bradbury connector road (4250 west) (District 17). PROPOSAL NO. 373, 1992. The proposal amends the Code by authorizing intersection controls at Rural Street and 35th Street (District 11). PROPOSAL NO. 405, 1992. The proposal amends the Code by authorizing intersection controls on Sunset at Eagle Creek subdivision (District 1). PROPOSAL NO. 406, 1992. The proposal amends the Code by authorizing intersection controls at various street intersections within the Crystal Glen Apartment complex (District 11). PROPOSAL NO. 414, 1992. The

proposal amends the Code by deleting intersection controls within the Lincolnwood Subdivision, Sections 2 and 3 (District 1). Councillor Gilmer reported that the Transportation Committee heard these proposals on September 9, 1992. By unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 368, 369, 370, 371, 372, 373, 405, 406 and 414, 1992, 1992 were adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Boyd, Brents, Curry, Dowden, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams*

1 NAY: *Black*

5 NOT VOTING: *Coughenour, Franklin, Giffin, Gilmer, West*

Proposal No. 368, 1992 was retitled GENERAL ORDINANCE NO. 69, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Arabian Ct. & Pinto Way	Pinto Way	Yield
9, Pg. 1	Arabian Run & Mustang Ct.	Arabian Run	Yield
9, Pg. 1	Arabian Run & Pinto Way	Arabian Run	Stop
9, Pg. 1	Arabian Run & 56th St.	56th St.	Stop
9, Pg. 1	Arabian Run & 58th St.	Arabian Run	Stop
9, Pg. 1	Caribogue Ci. & Dapple Trace	Dapple Trace	Yield
9, Pg. 1	Dapple Ct., Dapple Trace, & Pinto Way	Dapple Trace/ Pinto Way	Yield
9, Pg. 1	Dapple Trace & 58th St.	Dapple Trace	Stop
9, Pg. 3	Melbourne Rd. & 58th St.	58th St.	Stop
9, Pg. 3	Pinto Ci., Pinto Ct. & Pinto Way	Pinto Way	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 369, 1992 was retitled GENERAL ORDINANCE NO. 70, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
41, Pg. 1	Devon Av. & Kerry Dr.	None	None
41, Pg. 1	Eaton Av. & Eaton Ct.	Eaton Av.	Yield
41, Pg. 1	Eaton Av. & Wanamaker Dr.	Wanamaker Dr.	Stop
41, Pg. 1	Eaton Av. & Kerry Dr.	None	None
41, Pg. 1	Eaton Av. & Geffs Dr.	None	None
41, Pg. 1	Eaton Av. & Lindbergh Dr.	None	None
41, Pg. 1	Geffs Dr. & Wanamaker Dr.	None	None
41, Pg. 2	Kerry Dr. & Lawrence Dr. (EB)	None	None
41, Pg. 2	Kerry Dr. & Lawrence Dr. (WB)	None	None
41, Pg. 2	Lindbergh Dr. & Wanamaker Dr.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
41, Pg. 1	Devon Av. & Kerry Dr.	Kerry Dr.	Yield
41, Pg. 1	Eaton Av., Eaton Ct., & Wanamaker Dr.	Wanamaker Dr.	Stop
41, Pg. 1	Eaton Ct. & Kerry Dr.	Eaton Ct.	Stop
41, Pg. 1	Eaton Dr. & Geffs Dr.	Geffs Dr.	Stop

41, Pg. 1	Eaton Dr. & Lindbergh Dr.	Lindbergh Dr.	Stop
41, Pg. 1	Franklin Rd. & Redfern N. Dr.	Franklin Rd.	Stop
41, Pg. 1	Geffs Dr. & Wanamaker Dr.	Wanamaker Dr.	Stop
41, Pg. 2	Kerry Dr. & Lawrence Av. (EB)	Kerry Dr.	Yield
41, Pg. 2	Kerry Dr. & Lawrence Av. (WB)	Kerry Dr.	Stop
41, Pg. 2	Lindbergh Dr. & Wanamaker Dr.	Wanamaker Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 370, 1992 was retitled GENERAL ORDINANCE NO. 71, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls, and Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 5	Floyd St. & 82nd St.	82nd St.	Stop

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Bash St. & Castlewood Dr.	Bash St.	Stop
6, Pg. 1	Bash St. & Cresco St.	Bash St.	Stop
6, Pg. 1	Bash St. & Clara St.	Bash St. (SB)	Stop
6, Pg. 1	Bash St. & Dalton St.	None	None
6, Pg. 1	Bash St. & Gentry St.	Bash St.	Stop
6, Pg. 1	Bash St. Wells St.	Bash St.	Stop
6, Pg. 3	Castlewood Dr. & Masters Rd.	Castlewood Dr. (EB)	Stop

6, Pg. 3	Castleton Rd. & Clara St.	Castleton Rd.	Stop
6, Pg. 3	Castleton Rd. & Cresco St.	None	None
6, Pg. 3	Castleton Rd. & Dalton St.	Castleton Rd.	Stop
6, Pg. 3	Castleton Rd. & Gentry St.	Castleton Rd.	Stop
6, Pg. 3	Castleton Rd. & Wells St.	Castleton Rd.	Stop

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Bash Street, on both sides, from
82nd Street to Clara Street

Clara Street, on both sides, from
Bash Street to Castleton Road

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 371, 1992 was retitled GENERAL ORDINANCE NO. 72, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, Pg. 2	Belmar Av. & Shibler Dr.	Shibler Dr.	Yield
20, Pg. 3	Eastwood Dr. & Roy Rd.	None	None
20, Pg. 3	Eastwood Dr. & Souter Dr.	Eastwood Dr.	Yield
20, Pg. 10	Shibler Dr. & Sickle Rd.	Shibler Dr.	Yield
27, Pg. 2	Courtney Rd. & Cullen Dr.	None	None
27, Pg. 2	Courtney Rd. & Wysong Dr.	Wysong Dr.	Yield
27, Pg. 2	Crousore Rd. & Eaton Av.	Eaton Av.	Yield
27, Pg. 2	Eastwood Dr. & Wysong Dr.	Wysong Dr.	Yield

27, Pg. 6	Laughlin Dr. & Sickle Rd.	Sickle Rd.	Yield
27, Pg. 8	Souter Dr. & Wysong Dr.	Wysong Dr.	Yield
27, Pg. 18	Sickle Rd. & Wysong Dr.	Wysong Dr.	Yield

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
20, Pg. 2	Belmar Av. & Shibler Dr.	Shibler Dr.	Stop
20, Pg. 3	Eastwood Dr. & Roy Rd.	Eastwood Dr.	Stop
20, Pg. 3	Eastwood Dr. & Souter Dr.	Eastwood Dr.	Stop
20, Pg. 10	Shibler Dr. & Sickle Rd.	Shibler Dr.	Stop
27, Pg. 2	Courtney Rd. & Cullen Dr.	Courtney Rd.	Stop
27, Pg. 2	Courtney Rd. & Wysong Dr.	Wysong Dr.	Stop
27, Pg. 2	Crousore Rd. & Eaton Av.	Eaton Av.	Stop
27, Pg. 2	Cullen Ct. & Cullen Dr.	Cullen Dr.	Stop
27, Pg. 2	Eastwood Dr. & Wysong Dr.	Wysong Dr.	Stop
27, Pg. 6	Laughlin Dr. & Sickle Rd.	Sickle Rd.	Stop
27, Pg. 8	Souter Dr. & Wysong Dr.	Wysong Dr.	Stop
27, Pg. 18	Sickle Rd. & Wysong Dr.	Wysong Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 372, 1992 was retitled GENERAL ORDINANCE NO. 73, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30, Pg. 2	Bradbury connector road & Bradbury St.	Bradbury St.	Stop
30, Pg. 2	Bradbury connector road & Airport Exwy.	Airport Exwy.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 373, 1992 was retitled GENERAL ORDINANCE NO. 74, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 15	Rural St. & 35th St.	Rural St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 15	Rural St. & 35th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 405, 1992 was retitled GENERAL ORDINANCE NO. 75, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 3	Dusk Ct. & Sundown Dr. N	Sundown Dr. N	Yield

15, Pg. 4	Inland Dr. & Sundown Dr. S	Inland Dr.	Stop
15, Pg. 5	Sundown Dr. N & Sundown Dr. S	Sundown Dr. N/ Sundown Dr. S (EB)	Stop
15, Pg. 5	Sundown Dr. S & Twilight Dr.	Twilight Dr.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 406, 1992 was retitled GENERAL ORDINANCE NO. 76, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 1	Adams Ct. N. & Adams St.		None
19, Pg. 1	Adams Ct. S. & Adams St.		None
19, Pg. 1*	Adams St., 38th St. & 39th St.	38th St.	Stop
19, Pg. 5	Dearborn St. & 38th St. Dr.		None
19, Pg. 11**	Parker Av. & 39th St.		None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 1	Adams Ct. N. & Adams St.	Adams St.	Stop
19, Pg. 1	Adams Ct. S. & Adams St.	Adams St.	Stop
19, Pg. 1*	Adams St. & 38th St.	38th St.	Stop
19, Pg. 1	Adams St. & 38th St. N. Dr.	Adams St.	Stop
19, Pg. 5	Dearborn St. & 38th St. N. Dr.	Dearborn St.	Stop
19, Pg. 9	LaSalle Ct. & LaSalle St.	LaSalle Ct.	Stop

19, Pg. 11** Parker Ct. & 39th St. Stop
39th St.

* Descriptive Name Change Only

** Same intersection. All apartments north of 39th Street are addressed as Parker Court.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 414, 1992 was retitled GENERAL ORDINANCE NO. 77, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 3	Knob Creek Overlook & Log Run Dr. N.	Log Run Dr. N.	Stop
15, Pg. 4	Log Run Dr. N. & New Salem Overlook	Log Run Dr. N.	Stop
15, Pg. 4	Log Run Dr. N. & Pigeon Creek Le.	Log Run Dr. N.	Stop
15, Pg. 4	Log Run Dr. S. & Springfield Overlook	Log Run Dr. S.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 374, 375, 376, 377, 378, 379, 380, 381, 407, 408, 412, 413, 415, 416, 417 and 440, 1992. Councillor Gilmer asked for consent to vote on these transportation proposals together. Consent was given. PROPOSAL NO. 374, 1992. The proposal amends the Code by authorizing a 35 mph speed limit on Payne Road between 79th Street and 86th Street (Districts 1 and 2). PROPOSAL NO. 375, 1992. The proposal amends the Code by authorizing a weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue; and authorizing the deletion of a weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4). PROPOSAL NO. 376, 1992. The proposal amends the Code by authorizing a weight limit restriction on Bradbury Street from Bradbury connector road (4250 west) to Holt Road (District 17). PROPOSAL NO. 377, 1992. The proposal amends the Code by authorizing an 11,000 pounds weight limit restriction on Delaware Street between 91st Street and 96th Street (District 3). PROPOSAL NO. 378, 1992. The proposal amends the Code by authorizing a weight limit restriction on Chester Avenue, Denny Street and Forest Manor Avenue between 26th Street to 30th Street (District 10). PROPOSAL NO. 379, 1992. The proposal amends the Code by authorizing an 11,000 weight limit restriction on Oxford Street between 34th Street and 38th Street, and Rural Street between 34th Street and 38th Street (District 11). PROPOSAL NO. 380, 1992. The proposal amends the Code by authorizing parking restrictions on the west side of Ritter Avenue from 13th Street to 137 feet south of 13th Street (District 15). PROPOSAL NO. 381, 1992. The proposal amends the Code by changing the parking restrictions on a segment of Layman Avenue (District 12).

PROPOSAL NO. 407, 1992. The proposal amends the Code by authorizing a traffic signal at the intersection of Fall Creek Road/79th Street/82nd Street (Districts 4 and 5). PROPOSAL NO. 408, 1992. The proposal amends the Code by authorizing a multi-way stop at the intersection of Acton Road and Maze Road (District 23). PROPOSAL NO. 412, 1992. The proposal amends the Code by authorizing intersection controls at Bancroft Street and 9th Street (District 15). PROPOSAL NO. 413, 1992. The proposal amends the Code by authorizing intersection controls at Highland Avenue and Polk Street (District 22). PROPOSAL NO. 415, 1992. The proposal amends the Code by authorizing a 40 mph speed limit on Emerson Avenue between County Line Road and Raymond Street (Districts 23 and 24). PROPOSAL NO. 416, 1992. The proposal amends the Code by authorizing parking restrictions on Shelby Street from Southern Avenue to 150 feet north of Southern Avenue (District 20). PROPOSAL NO. 417, 1992. The proposal amends the Code by authorizing weight restrictions on St. Peter Street (District 21). PROPOSAL NO. 440, 1992. The proposal amends the Code by authorizing intersection controls at Winthrop Avenue and 29th Street (District 22). Councillor Gilmer reported that the Transportation Committee heard these proposals on September 9 and September 14, 1992. By unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 374, 375, 376, 377, 378, 379, 380, 381, 407, 408, 412, 413, 415, 416, 417 and 440, 1992 were adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Black*
1 NOT VOTING: *Giffin*

Proposal No. 374, 1992 was retitled GENERAL ORDINANCE NO. 78, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Payne Road, from Seventy-ninth Street
to Eighty-sixth Street, 35 mph

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 375, 1992 was retitled GENERAL ORDINANCE NO. 79, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Fall Creek Road, from
Kessler Boulevard to Shadeland Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 376, 1992 was retitled GENERAL ORDINANCE NO. 80, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-224, Trucks on certain streets, restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Bradbury Street, from Bradbury connector road (4250 west),
to Holt Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 377, 1992 was retitled GENERAL ORDINANCE NO. 81, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

10,000 POUNDS GROSS WEIGHT LIMIT

North Delaware Street, from
East Ninety-first Street to East Ninety-sixth Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-224, Trucks on certain streets, restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT LIMIT

Delaware Street, from
Ninety-first Street to Ninety-sixth Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 378, 1992 was retitled GENERAL ORDINANCE NO. 82, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Chester Avenue, from Twenty-sixth Street
to Thirtieth Street

Denny Street, from Twenty-sixth Street
to Thirtieth Street

Forest Manor Avenue, from Twenty-sixth Street
to Thirtieth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 379, 1992 was retitled GENERAL ORDINANCE NO. 83, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

10,000 POUNDS GROSS WEIGHT

Oxford Street, from Thirty-fourth Street
to Thirty-eighth Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Oxford Street, from Thirty-fourth Street
to Thirty-eighth Street

Rural Street, from Thirty-fourth Street
to Thirty-eighth Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 380, 1992 was retitled GENERAL ORDINANCE NO. 84, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Ritter Avenue, on the west side, from
Thirteenth Street, to a point
137 feet south of Thirteenth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 381, 1992 was retitled GENERAL ORDINANCE NO. 85, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana",

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 9:00 a.m. to 5:00 p.m.

Layman Avenue, on both sides, from
258 feet north of Seventeenth Street
to Nineteenth Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 9:00 a.m. to 5:00 p.m.

Layman Avenue, on both sides, from
258 feet north of Seventeenth Street
to 620 feet north of Seventeenth Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 407, 1992 was retitled GENERAL ORDINANCE NO. 86, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 2	Fall Creek Rd. & 79th St.	None	Stop
7, Pg. 2	Fall Creek Rd. & 80th St.	Fall Creek Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 2	Fall Creek Rd./ 79th St./82nd St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 408, 1992 was retitled GENERAL ORDINANCE NO. 87, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
49, Pg. 1	Acton Rd. & Maze Rd.	Acton Rd.	Stop

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
49, Pg. 1	Acton Rd. & Maze Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 412, 1992 was retitled GENERAL ORDINANCE NO. 88, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 2	Bancroft Ave. & 9th St.	Bancroft Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 2	Bancroft St. & 9th St.	None	All stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 413, 1992 was retitled GENERAL ORDINANCE NO. 89, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 13	Highland Ave. & Polk St.	Highland Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 13	Highland Ave. & Polk St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 415, 1992 was retitled GENERAL ORDINANCE NO. 90, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

Emerson Avenue, from County Line Road, South
to Thompson Road, 40 mph

Emerson Avenue, from Raymond Street
to I-465 (south leg), 40 mph

Emerson Avenue, from I-465 (south leg)
to Thompson Road, 45 mph

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Emerson Avenue, from County Line Road, south
to Raymond Street, 40 mph

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 416, 1992 was retitled GENERAL ORDINANCE NO. 91, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Shelby Street, on the west side,
from Southern Avenue
to 150 feet north of Southern Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 417, 1992 was retitled GENERAL ORDINANCE NO. 92, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS

St. Peter Street, from
English Avenue to Southeastern Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 440, 1992 was retitled GENERAL ORDINANCE NO. 93, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

September 21, 1992

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 17	Winthrop Ave. & 29th St.	Winthrop Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 17	Winthrop Ave. & 29th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 12:15 a.m. on September 22, 1992.

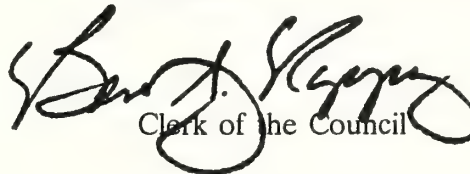
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 21st day of September, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 12, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, October 12, 1992, with Councillor SerVaas presiding.

Councillor Jimison led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Rhodes

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council

Journal of the City-County Council

Chambers, on Monday, October 12, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

September 28, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 1, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 461, 462 and 463, 1992, to be held on Monday, October 12, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

September 28, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 1, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 485, 486, 487 and 488, 1992, to be held on Monday, October 12, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992, the annual budget for the Fire Special Service District for 1993.

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992, the annual budget for the Solid Waste Collection Special Service District for 1993.

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1992, the annual budget for the Police Special Service District for 1993.

FISCAL ORDINANCE NO. 57, 1992, the annual budget for Indianapolis and Marion County for 1993.

FISCAL ORDINANCE NO. 58, 1992, the annual budget for the Marion County Department of Public Welfare for 1993.

FISCAL ORDINANCE NO. 59, 1992, the annual budget for the Metropolitan Emergency Communications Agency for 1993.

FISCAL ORDINANCE NO. 60, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-one Thousand Seven Hundred Fifty Dollars (\$21,750) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 61, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Sixty-Two Thousand Three Hundred Dollars (\$62,300) in the County General Fund for purposes of the Cooperative Extension Service, and reducing certain other appropriations for that agency.

FISCAL ORDINANCE NO. 62, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing certain other appropriations for that agency.

SPECIAL RESOLUTION NO. 64, 1992, remembering Judge Antoinette "Toni" Cordingley.

GENERAL ORDINANCE NO. 66, 1992, concerning the reorganization of the Department of Parks and Recreation.

GENERAL ORDINANCE NO. 67, 1992, recodifying and amending the Code concerning court services and jury expenses.

GENERAL ORDINANCE NO. 69, 1992, amending the Code by authorizing intersection controls in the Saddlebrook subdivision (District 9).

GENERAL ORDINANCE NO. 70, 1992, amending the Code by authorizing intersection controls within the Wanamaker Village subdivision (District 23).

GENERAL ORDINANCE NO. 71, 1992, amending the Code by authorizing intersection controls and parking restrictions in the Castleton area (District 4).

GENERAL ORDINANCE NO. 72, 1992, amending the Code by authorizing intersection controls at various locations (District 12).

GENERAL ORDINANCE NO. 73, 1992, amending the Code by authorizing intersection controls at Bradbury Street and Bradbury connector road (4250 west) and Airport Expressway and Bradbury connector road (4250 west) (District 17).

GENERAL ORDINANCE NO. 74, 1992, amending the Code by authorizing intersection controls at Rural Street and 35th Street (District 11).

GENERAL ORDINANCE NO. 75, 1992, amending the Code by authorizing intersection controls on Sunset at Eagle Creek subdivision (District 1).

GENERAL ORDINANCE NO. 76, 1992, amending the Code by authorizing intersection controls at various street intersections within the Crystal Glen Apartment complex (District 11).

GENERAL ORDINANCE NO. 77, 1992, amending the Code by deleting intersection controls within the Lincolnwood Subdivision, Sections 2 and 3 (District 1).

GENERAL ORDINANCE NO. 78, 1992, amending the Code by authorizing a 35 mph speed limit on Payne Road between 79th Street and 86th Street (Districts 1 and 2).

GENERAL ORDINANCE NO. 79, 1992, amending the Code by authorizing a weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue; and authorizing the deletion of a weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4).

GENERAL ORDINANCE NO. 80, 1992, amending the Code by authorizing a weight limit restriction on Bradbury Street from Bradbury connector road (4250 west) to Holt Road (District 17).

GENERAL ORDINANCE NO. 81, 1992, amending the Code by authorizing an 11,000 pounds weight limit restriction on Delaware Street between 91st Street and 96th Street (District 3).

GENERAL ORDINANCE NO. 82, 1992, amending the Code by authorizing a weight limit restriction on Chester Avenue, Denny Street and Forest Manor Avenue between 26th Street to 30th Street (District 10).

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GENERAL ORDINANCE NO. 83, 1992, amending the Code by authorizing an 11,000 weight limit restriction on Oxford Street between 34th Street and 38th Street, and Rural Street between 34th Street and 38th Street (District 11).

GENERAL ORDINANCE NO. 84, 1992, amending the Code by authorizing parking restrictions on the west side of Ritter Avenue from 13th Street to 137 feet south of 13th Street (District 15).

GENERAL ORDINANCE NO. 85, 1992, amending the Code by changing the parking restrictions on a segment of Layman Avenue (District 12).

GENERAL ORDINANCE NO. 86, 1992, amending the Code by authorizing a traffic signal at the intersection of Fall Creek Road/79th Street/82nd Street (Districts 4 and 5).

GENERAL ORDINANCE NO. 87, 1992, amending the Code by authorizing a multi-way stop at the intersection of Acton Road and Maze Road (District 23).

GENERAL ORDINANCE NO. 88, 1992, amending the Code by authorizing intersection controls at Bancroft Street and 9th Street (District 15).

GENERAL ORDINANCE NO. 89, 1992, amending the Code by authorizing intersection controls at Highland Avenue and Polk Street (District 22).

GENERAL ORDINANCE NO. 90, 1992, amending the Code by authorizing a 40 mph speed limit on Emerson Avenue between County Line Road and Raymond Street (Districts 23 and 24).

GENERAL ORDINANCE NO. 91, 1992, amending the Code by authorizing parking restrictions on Shelby Street from Southern Avenue to 150 feet north of Southern Avenue (District 20).

GENERAL ORDINANCE NO. 92, 1992, amending the Code by authorizing weight restrictions on St. Peter Street (District 21).

GENERAL ORDINANCE NO. 93, 1992, amending the Code by authorizing intersection controls at Winthrop Avenue and 29th Street (District 22).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

INTRODUCTION OF GUESTS AND VISITORS

Councillor Smith introduced Jennifer Kemodle, Jenny Dorrell and Steve Pryor, students from Franklin Central High School.

Councillor Dowden introduced the following members from Boy Scout Troop No. 174: Brendan Botkin, Tony Grau, Clayton Gillespie, Nick Hoffman, David Lesh, Peter Countryman, Sam Hoyt, Karl Otte, Nick Ryan, Ryan Wells, Michael Conard, Tony Dick, Tyler Hallquist, Shawn Huguenard, Teddy Parker-Renga and Kevin Vanes; and their leaders, John Ryan, Mike Wells and Jim Hoffman.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 528, 1992. This proposal, sponsored by Councillors Gilmer, Hinkle and Dowden, remembers Coach Tony Hinkle. Councillor Gilmer read the resolution and

Councillor Dowden presented a framed document to Dr. Geoffrey Bannister, President, Butler University, who expressed appreciation for the resolution. Councillor Hinkle presented framed documents to Mrs. Dave Watson, Mr. Hinkle's daughter, and Mr. Paul Mason, Mr. Hinkle's grandson, who expressed appreciation for the resolution. Also present were Richard D. Skooglund, Vice President, Butler University; Chris Theofanis, Director of Government Affairs, Butler University; Barry Collier, head basketball coach, Butler University; Mr. Dave Watson and Mrs. Paul Mason. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 528, 1992 was adopted by unanimous voice vote.

Proposal No. 528, 1992 was retitled SPECIAL RESOLUTION NO. 65, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 1992

A SPECIAL RESOLUTION remembering Coach Tony Hinkle.

WHEREAS, Paul Daniel "Tony" Hinkle was born near Logansport, Indiana, in 1898, just eight years after basketball was invented; and

WHEREAS, after earning nine sports letters in college he came to Butler University in 1921 when the campus was still in Irvington, and over the decades became a national sports coaching legend; and

WHEREAS, Tony Hinkle was an educator and Butler's basketball coach for 41 years, football coach for 32 years, the baseball coach and athletic director--and his small private college teams fared well on the playing field against the largest university teams in the nation; and

WHEREAS, Hinkle taught many of today's Indiana high school athletic coaches when they were athletes at Butler University; and

WHEREAS, during his 71 years with Butler he won more games than he lost in every sport, stressed game fundamentals, won a collegiate basketball national championship, was named to seven different Halls of Fame, helped create "Hoosier Hysteria" and has Butler's Hinkle Fieldhouse named in his honor; and

WHEREAS, Coach Hinkle passed away on September 22, 1992, at age 93; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council is saddened by the death of Paul Daniel "Tony" Hinkle.

SECTION 2. Coach Hinkle's influence will extend far into the future in the form of the area high school coaches he taught; and even while in his ninth decade of life, the many young athletes he personally encouraged to excel both on the playing fields and in the classrooms.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 538, 1992. This proposal, sponsored by Councillors Coughenour, SerVaas, West and Boyd, recognizes Mayor Hudnut for winning the Most Valuable Public Officials award. Councillor Coughenour read the resolution and presented a framed document to Mayor Hudnut, who expressed appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 538, 1992 was adopted by unanimous voice vote.

Proposal No. 538, 1992 was retitled SPECIAL RESOLUTION NO. 69, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 69, 1992

A SPECIAL RESOLUTION recognizing Mayor Hudnut for winning the Most Valuable Public Officials award.

WHEREAS, City & State, the leading newspaper for state and local government, conducts an annual national competition for the Most Valuable Public Officials award; and

WHEREAS, of 130 public officials nominated by their peers for the 1992 award only six were chosen; and

WHEREAS, of the six winners this year, only two were mayors; and

WHEREAS, former Indianapolis Mayor William H. Hudnut III was one of those two mayors who were especially honored during City & State's September 22, 1992 recognition dinner at the National Press Club in Washington, D.C.; and

WHEREAS, Mayor Hudnut was also honored with the Most Valuable Public Official award in 1988, which makes him one of the very few public servants to have ever been a double winner of the award; and

WHEREAS, Mayor Hudnut was recognized for this focus upon "economic development with compassion" during economic tough times which emphasized that local government, as a partner with business and the community, could achieve the "believable hopes" and goals of all citizens; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates former Indianapolis Mayor William H. Hudnut III for becoming a double winner of the prestigious City & State newspaper's Most Valuable Public Official Award.

SECTION 2. Such national recognition, in the leading newspaper for state and local government, reflects highly upon the city of Indianapolis, upon the people of our great city, and upon Mayor Hudnut and the city and county elected officials and employees and the many local volunteers who can all feel a partnership in this recognition.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 529, 1992. This proposal, sponsored by Councillor Short, notes the 500th anniversary of Christopher Columbus' voyage to the new world. Councillor Short read the resolution and presented a framed document to Pietro Ferri, Chairman, Columbus Quincentenary Commission, who expressed appreciation for the recognition. Also present were Lynda Sereno, Mario Vian and Mary and Jim Divita. Councillor Short moved, seconded by Councillor Boyd, for adoption. Proposal No. 529, 1992 was adopted by unanimous voice vote.

Proposal No. 529, 1992 was retitled SPECIAL RESOLUTION NO. 67, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 67, 1992

A SPECIAL RESOLUTION noting the 500th anniversary of Christopher Columbus' voyage to the new world.

WHEREAS, Christopher Columbus from Genoa, Italy, was keenly interested in navigation, and sailing for Spain discovered the New World on October 12, 1492; and

WHEREAS, Columbus reached beyond the limited horizon of conventional thinking and propelled the Age of Discovery to a new high level; and

WHEREAS, well-documented human relations conflicts surfaced after the Discovery, but the voyage opened up tremendous new mutually beneficial food crops, medicines, flowers, business enterprises, ideas and forms of governance; and

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WHEREAS, Columbus was the first of many thousands of Italian men and women to discover America; and

WHEREAS, now, five hundred years after Columbus' historic voyage, the great Italian-American community in Indianapolis, along with all citizens, reflect upon the historic significance of the bold thinking and daring spirit of Christopher Columbus; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to reflect upon the remarkable achievement of Italian explorer Christopher Columbus.

SECTION 2. May Christopher Columbus serve as an inspiration to each person in today's age as they seek their own discoveries in the classroom, laboratory, workplace, family life and in their spiritual life.

SECTION 3. The people from the nation with the green, white and red flag can be proud of their countryman, Christopher Columbus.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 539, 1992. This proposal, sponsored by Councillor Boyd, commemorates the 125th anniversary of Olivet Baptist Church. Councillor Boyd stated that he would present this resolution at the October 18, 1992 celebration at Olivet Baptist Church. Councillor Boyd moved, seconded by Councillor Howard, for adoption. Proposal No. 539, 1992 was adopted by unanimous voice vote.

Proposal No. 539, 1992 was retitled SPECIAL RESOLUTION NO. 68, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1992

A SPECIAL RESOLUTION commemorating the 125th anniversary of Olivet Baptist Church.

WHEREAS, two years after the Civil War a small group of Christian men and women banded together in a log cabin donated by farmer Stoughton Fletcher to organize what is now Olivet Baptist Church; and

WHEREAS, this company of Believers was severely put to the test: Only a few could read and write, membership did not increase much, the congregation moved three times, during the Great Depression Sister Adelaide Lillard mortgaged her home to keep Olivet's doors open, and later members borrowed money from their bosses to keep the Church going; and

WHEREAS, the Lord stood by his faithful people, and better times did arrive: Membership increased significantly, the Church was able to obtain new hymnals and Bibles, a furnace, and organ, the parking lot was enlarged, rooms were refurbished, air conditioning was added, a transportation ministry was begun and Olivet Baptist Church could now reach outside its walls into active work for the denomination, benevolences and in the community; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the several generations of citizens who have selflessly labored during the past 125 years to make Olivet Baptist Church one of the Great Churches of Indianapolis.

SECTION 2. The Council challenges each member of Olivet Baptist Church to never forget its roots, to always remember its fundamental reason for existing, to think and dream with the enthusiasm and energy of a young child and to do good works out in the community and world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 364, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 364, 1992 on September 23, 1992. The proposal appoints William S. Gardiner to the Citizens Police Complaint Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 364, 1992 was adopted by a unanimous voice vote.

Proposal No. 364, 1992 was retitled COUNCIL RESOLUTION NO. 67, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 67, 1992

A COUNCIL RESOLUTION appointing William S. Gardner to the Citizens Police Complaint Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Citizens Police Complaint Board, the Council appoints:

William S. Gardner

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NOS. 446, 447, 450 and 460, 1992. The President ruled that the four appointments would be voted on together. PROPOSAL NO. 446, 1992. The proposal reappoints Robert Stewart to the Equal Opportunity Advisory Board. PROPOSAL NO. 447, 1992. The proposal appoints Stanley Strader to the Equal Opportunity Advisory Board. PROPOSAL NO. 450, 1992. The proposal appoints Andrew Shiel to the Equal Opportunity Advisory Board. PROPOSAL NO. 460, 1992. The proposal reappoints Curtis G. Myers to the Equal Opportunity Advisory Board. Proposal Nos. 446, 447, 450 and 460, 1992 were heard by the Administration and Finance Committee on October 5, 1992. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Curry moved, seconded by Councillor Short, for adoption.

Councillor Golc asked if Stanley Strader can legally serve on this board since he is a federal employee. Councillor West replied that Mr. Strader obtained permission from his area director and has been cleared through all the proper channels.

Councillor Black asked who the Democrats serving on this board are. Councillor West replied that Curtis Myers and Nellie Daniels are Democrats presently serving on the board. He has discussed with Councillor Boyd two other nominees.

Councillor Black asked for a copy of the report that this board is required to submit to the federal government. Councillor West stated that this report was submitted to all the Councillors during the budget hearings.

Councillor Golc requested the names of the two people being discussed by Councillors West and Boyd. The President stated that he will supply those names. The President requested that the Councillors submit the names of any people qualified for this board to Councillor West.

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The President stated that he will ask Beverly Rippy, Clerk of the Council, to obtain a copy of the opinions from the proper persons concerning Mr. Strader and ask her to keep them on file in the Council office.

Proposal Nos. 446, 447, 450 and 460, 1992, 1992 were adopted by a unanimous voice vote.

Proposal No. 446, 1992 was retitled COUNCIL RESOLUTION NO. 68, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 68, 1992

A COUNCIL RESOLUTION reappointing Robert Stewart to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Robert Stewart

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 447, 1992 was retitled COUNCIL RESOLUTION NO. 69, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 69, 1992

A COUNCIL RESOLUTION appointing Stanley Strader to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Stanley Strader

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 450, 1992 was retitled COUNCIL RESOLUTION NO. 70, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 70, 1992

A COUNCIL RESOLUTION appointing Andrew Shiel to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Andrew Shiel

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 460, 1992 was retitled COUNCIL RESOLUTION NO. 71, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 71, 1992

A COUNCIL RESOLUTION reappointing Curtis G. Myers to the Equal Opportunity Advisory Board.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Curtis G. Myers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 499, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing certain employees of Marion County to join the Public Employees Retirement Fund (P.E.R.F.)"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 500, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$130,000 for the Marion County Healthcare Center to pay for needed items"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 501, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the amendment of Special Resolution No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to April 30, 1993"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 502, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the amendment of Special Resolution No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division to April 30, 1993"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 503, 1992. Introduced by Councillors Giffin and Smith. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County concerning the proposed issuance of \$20,500,000 hospital facilities revenue bonds for Sisters of St. Francis Health Services, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 504, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to change the amount of the Enhanced 9-1-1 telephone system fee"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 505, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,000 for the Superior Court, Civil Division, Room Three, to purchase a recorder"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 506, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,650 for the Superior Court, Title IV-D Court, to purchase additional chairs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 507, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,000 for the Superior Court, Juvenile Division/Detention Center, for the IVY Tech program funded by a Ford Motor Company grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 508, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$92,500 for the County Clerk to pay jury expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 509, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$445,140 for the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and the County Auditor to continue the shared funding for the Metro Drug Task Force"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 510, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Huntington Estates subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 511, 1992. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Country Club Pines subdivision (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 512, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Creekside Woods subdivision (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 513, 1992. Introduced by Councillors Beadling, Boyd and Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Fall Creek Road, Fall Creek Road North and Shaftner Road (Districts 4, 5, 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 514, 1992. Introduced by Councillors Curry and Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code

by authorizing intersection controls at Broadway Street and 57th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 515, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Park Avenue (WB) and 9th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 516, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various locations (Districts 2, 8, 14, 21 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 517, 1992. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Livingston Avenue and 16th Street (Districts 16, 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 518, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Pennsylvania Street and 14th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 519, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at DePauw Boulevard and Purdue Road (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 520, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Capitol Avenue and 14th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 521, 1992. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Belmont Avenue and Miller Street (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 522, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting intersection controls for vacated streets in the vicinity of Eli Lilly and Company (Districts 16, 21, 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 523, 1992. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting intersection controls at various locations in the City (Districts 16, 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 524, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting

intersection controls on vacated streets in the vicinity of Mile Square (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 525, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions for Capitol Avenue between Washington Street and Louisiana, and authorizing parking meters on Capitol Avenue (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 526, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic on Merrill Street from Delaware Street to Pennsylvania Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 527, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 40 mph speed limit on Davis Road between Brookville Road and Vandergriff Road (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 530, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE recodifying and amending the Code concerning vehicle taxes"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 531, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the Preliminary Board Resolution and the issuance of the bonds of the Redevelopment District"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 532, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance and sale of bonds of the City for the reconstruction and repair of streets, roads, curbs and sidewalks and appropriating the sum of \$55,000,000 for such purposes"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 533, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on October 8, 1992". The Council did not schedule Proposal No. 533, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 533, 1992 was retitled REZONING ORDINANCE NO. 109, 1992 and is identified as follows:

REZONING ORDINANCE NO. 109, 1992. 92-Z-91 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.

8415 TROTTER ROAD (approximate address), INDIANAPOLIS.

EARL W. BROWN and UVIA M. BROWN request the rezoning of 2.0 acres, being in the D-A District, to the D-3 classification to provide for the construction of two single-family residences.

PROPOSAL NOS. 534-537, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 8, 1992". The Council did not schedule Proposal

Nos. 534-537, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 534-537, 1992 were retitled REZONING ORDINANCE NOS. 110-113, 1992 and are identified as follows:

REZONING ORDINANCE NO. 110, 1992. 92-Z-52 (Amended) PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #02.
7301 NEW AUGUSTA ROAD (approximate address), INDIANAPOLIS.
BRADFORD WOODS DEVELOPMENT CO., by Stephen D. Mears, requests the rezoning of 8.8 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 111, 1992. 92-Z-101 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.
8101 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.
CLOVERLEAF PROPERTIES, by Michael D. Keele, request the rezoning of 35.251 acres, being in the I-2-S and C-S/FP District, to the C-S/FP classification to provide for commercial development.

REZONING ORDINANCE NO. 112, 1992. 92-Z-103 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #16.
1736 WEST 10TH STREET (approximate address), INDIANAPOLIS.
VENCOR, INCORPORATED, by Philip A. Nicely, requests the rezoning of 8.616 acres, being in the I-2-U/RC, D-5 and D-10 District, to the SU-6/RC classification to provide for a hospital.

REZONING ORDINANCE NO. 113, 1992. 92-Z-108 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.
3608 WEST 86TH STREET (approximate address), INDIANAPOLIS.
MICHAEL L. WILEY, by William F. Lemond, requests the rezoning of 0.689 acre, being in the D-2 District, to the C-1 classification to provide for general office use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 360, 1992. The proposal appropriates \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment. Councillor Borst asked for consent to postpone Proposal No. 360, 1992 until November 9, 1992. Consent was given.

PROPOSAL NO. 400, 1992. The proposal appropriates \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant. Councillor Dowden asked for consent to postpone Proposal No. 400, 1992 until October 26, 1992. Consent was given.

PROPOSAL NO. 438, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 438, 1992 on September 23, 1992. The proposal reappropriates \$411,343 in the County Grants Fund for the County Sheriff and repeals Fiscal Ordinance Nos. 3 and 18, 1992. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 438, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Borst, Brents, Golc, Jones*

1 NOT PRESENT: *Rhodes*

October 12, 1992

Proposal No. 438, 1992 was retitled FISCAL ORDINANCE NO. 63, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) in the County Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated and by repealing Fiscal Ordinance Nos. 3 and 18, 1992.

SECTION 2. The sum of Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services	\$ 20,117
3. Other Services and Charges	384,625
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>6,601</u>
TOTAL INCREASE	\$411,343

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$411,343</u>
TOTAL REDUCTION	\$411,343

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 461, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 461, 1992 on September 23, 1992. The proposal transfers and appropriates \$53,474 for the Superior Court, Juvenile Division/Detention Center, to technically amend its budget by transferring \$51,000 between characters and adding a \$2,474 appropriation from the state. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 461, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Golc*

1 NOT PRESENT: *Rhodes*

Proposal No. 461, 1992 was retitled FISCAL ORDINANCE NO. 64, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Fifty-Three Thousand Four Hundred Seventy-four Dollars (\$53,474) in the Guardian Ad Litem Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing certain other appropriations for that Division and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center, to technically correct their budget by a \$51,000 transfer plus and additional appropriation of state funds in the amount of \$2,474.

SECTION 2. The sum of Fifty-three Thousand Four Hundred Seventy-four Dollars (\$53,474) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the account and the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT JUVENILE DIVISION</u>	
<u>DETENTION CENTER</u>	<u>GUARDIAN AD LITEM FUND</u>
3. Other Services and Charges	\$53,474
TOTAL INCREASE	\$53,474

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT JUVENILE DIVISION</u>	
<u>DETENTION CENTER</u>	<u>GUARDIAN AD LITEM FUND</u>
1. Personal Services	\$51,000
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	2,474
TOTAL REDUCTION	\$53,474

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 462, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 462, 1992 on September 23, 1992. The proposal appropriates \$21,300 for the Superior Court, Criminal Division, Probation Department, to purchase supplies and a printer and pay miscellaneous expenses. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 462, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Black*
1 NOT VOTING: *Golc*
1 NOT PRESENT: *Rhodes*

Proposal No. 462, 1992 was retitled FISCAL ORDINANCE NO. 65, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-one thousand Three Hundred Dollars (\$21,300) in the Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing the unappropriated and unencumbered balance in the Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (II) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department, to: purchase supplies; pay for utilities, computer repair, mileage charges, vehicle rental charges; and purchase a computer.

SECTION 2. The sum of Twenty-one Thousand Three Hundred Dollars (\$21,300) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION</u>	<u>SUPPLEMENTAL ADULT</u>
<u>PROBATION DEPARTMENT</u>	<u>PROBATION FEES FUND</u>
2. Supplies	\$ 3,300
3. Other Services and Charges	17,500
4. Capital Outlay	500
TOTAL INCREASE	\$21,300

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>SUPPLEMENTAL ADULT</u>
	<u>PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Supplemental Adult Probation Fees Fund	\$21,300
TOTAL REDUCTION	\$21,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 463, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 463, 1992 on September 23, 1992. The proposal appropriates \$97,212 for Community Corrections to initiate an Intensive Probation Services Program for juveniles funded by a state grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 463, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Golc

1 NOT PRESENT: Rhodes

Proposal No. 463, 1992, as amended, was retitled FISCAL ORDINANCE NO. 66, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety-seven Thousand Two Hundred Twelve Dollars (\$97,212) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to amend the basic Marion County juvenile grant for re-entry services, by adding an intensive probation services component that is projected to serve 90 youth over a 10 month period. The goal of this program is the diversion of offenders from Indiana Boys' School and Indiana Girls' School.

SECTION 2. The sum of Ninety-seven Thousand Two Hundred Twelve Dollars (\$97,212) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$41,476
4. Capital Outlay	48,000
<u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	7,736
TOTAL INCREASE	\$97,212

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$97,212
TOTAL REDUCTION	\$97,212

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 485, 486, 487 and 488, 1992. Councillor Ruhmkorff asked for consent to discuss these proposals together since they all relate to the Marion County Department of Public Welfare. Consent was given.

PROPOSAL NO. 485, 1992. The proposal determines not to allow the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to fund welfare services for the remainder of 1992. PROPOSAL NO. 486, 1992. The proposal determines to allow the Welfare Director of Marion County to borrow \$10,400,000 from another county fund to fund welfare services for the remainder of 1992, to order transfer of those funds to the welfare fund and appropriate the money for payment of costs incurred in providing welfare services for the remainder of 1992. PROPOSAL NO. 487, 1992. The proposal grants the request of the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to pay the cost of providing welfare services for the remainder of 1992, and authorizes and orders the Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds. PROPOSAL NO. 488, 1992. The proposal authorizes the County Auditor, upon receipt of an order from the State Board of Tax Commissions, to borrow \$10,400,000 from a financial institution on behalf of the County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriates the proceeds of the borrowing. Councillor Ruhmkorff reported that the

Community Affairs Committee heard Proposal Nos. 485, 486, 487 and 488, 1992 on October 7, 1992. She said that the County Auditor does not have the money to loan to the Welfare Department. By a 6-0 vote, the Committee reported Proposal Nos. 485 and 488, 1992 to the Council with the recommendation that they do pass. By a 6-0 vote, the Committee reported Proposal Nos. 486 and 487, 1992 to the Council with the recommendation that they be stricken.

The President called for public testimony on Proposal Nos. 485, 486, 487 and 488, 1992 at 8:31 p.m. No one came forward to testify.

The President explained that the first action is to pass or reject Proposal Nos. 485 and 488, 1992. If Proposal Nos. 485 and 488, 1992 pass then the second action would be to strike Proposal Nos. 486 and 487, 1992.

Councillor Short stated that he will be voting against Proposal Nos. 485 and 488, 1992. He said that the Council takes this type of action every year. A balanced budget is passed and then at the very next meeting legislation is passed to raise taxes. He believes this is due to the fact that the County Auditor has taken the Welfare Debt Service Fund rate and shifted that rate to the General Fund which, in his opinion, borders on fraud.

John von Arx, County Auditor, denied Councillor Short's allegation. He said that he had been assured by welfare officials in May that they would not need to borrow money in 1992; however, they later said they needed additional money.

Councillor West moved the question. Councillor Gilmer seconded the motion. This motion passed by the following roll call vote; viz:

18 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

9 NAYS: Black, Boyd, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

1 NOT VOTING: Golc

1 NOT PRESENT: Rhodes

Proposal Nos. 485 and 488, 1992 were adopted on the following roll call vote; viz:

16 YEAS: Beadling, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

11 NAYS: Black, Borst, Boyd, Brents, Howard, Jimison, Jones, Moriarty, Mullin, Short, Williams

1 NOT VOTING: Golc

1 NOT PRESENT: Rhodes

Proposal No. 485, 1992 was retitled SPECIAL ORDINANCE NO. 13, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 13, 1992

A SPECIAL ORDINANCE determining not to allow the Marion County Department of Public Welfare to borrow money to fund welfare services pursuant to IC 12-19-5.

WHEREAS, the Welfare Director of Marion County (the "Director") has determined that the welfare fund of Marion County, Indiana (the "County"), will be exhausted before the end of the fiscal year ending December 31, 1992; and

WHEREAS, the Director has appealed to the State Division of Family and Children (the "Division") for the right to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000.00) on a short term basis to fund welfare services in the County; and

WHEREAS, in said appeal, the Director has shown: (i) that the amount of money contained in the welfare fund of the County will not be sufficient to fund services required to be provided within the County by I.C. 12-19; and (ii) that the Director estimates that Ten Million Four Hundred Thousand Dollars (\$10,400,000.00) will be needed to fund that deficit; and

WHEREAS, upon receipt of said appeal, the Division: (i) held a public hearing on the topic of whether the County should be allowed to borrow money, (ii) determined that the welfare fund of the County will be exhausted before it can fund all County obligations incurred under I.C. 12-19, (iii) adopted a resolution at that meeting supporting the proposal to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000.00), and (iv) transmitted said resolution to the Director; and

WHEREAS, upon receipt of said resolution, the Director submitted the appeal and the Division's resolution to the Board of Commissioners of the County (the "Board of Commissioners") and the Mayor of the City of Indianapolis, Indiana (the "Mayor"); and

WHEREAS, upon receipt of said appeal, the Board of Commissioners and the Mayor determined that there were insufficient funds in any county fund to appropriate funds to the welfare fund and therefore determined not to loan the requested amount to the County Department of Public Welfare (the "Department"); and

WHEREAS, the Board of Commissioners and the Mayor have submitted the appeal to the Auditor of the County (the "Auditor"), who has requested a special meeting of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), at which meeting the City-County Council is to determine whether or not to allow the Department to borrow money; and

WHEREAS, the City-County Council now finds and determines that the appeal and request of the Director should not be granted and that the Department should not be allowed to borrow money under IC 12-19-5-5; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby finds and determines that the appeal and request of the Director is not granted and that the Department should not be allowed to borrow money under Indiana Code 12-19-5-5 to fund welfare services in the County.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 488, 1992 was retitled SPECIAL ORDINANCE NO. 14, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 14, 1992

A SPECIAL ORDINANCE authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) from a financial institution on behalf of the County Department of Public Welfare to pay for the Department's County welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing.

WHEREAS, the Welfare Director of Marion County (the "Director") has determined that the welfare fund of Marion County, Indiana (the "County"), will be exhausted before the end of the fiscal year ending December 31, 1992; and

WHEREAS, the Director has appealed to the State Division of Family and Children (the "Division") for the right to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) on a short term basis to fund welfare services in the County; and

WHEREAS, in said appeal, the Director has shown: (i) that the amount of money contained in the welfare fund of the County will not be sufficient to fund services required to be provided within the County by IC 12-19; and (ii) that the Director estimates that Ten Million Four Hundred Thousand Dollars (\$10,400,000) will be needed to fund that deficit; and

October 12, 1992

WHEREAS, upon receipt of said appeal, the Division: (i) held a public hearing on the topic of whether the County should be allowed to borrow money, (ii) determined that the welfare fund of the County will be exhausted before it can fund all County obligations incurred under IC 12-19, (iii) adopted a resolution at that meeting supporting the proposal to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000), and (iv) transmitted said resolution to the Director; and

WHEREAS, upon receipt of said resolution, the Director submitted the appeal and the Division's resolution to the Board of Commissioners of the County (the "Board of Commissioners") and the Mayor of the City of Indianapolis, Indiana (the "Mayor"); and

WHEREAS, upon receipt of said request, the Board of Commissioners and the Mayor determined that sufficient funds are not available in any other County fund and therefore determined not to loan the requested amount to the County Department of Public Welfare (the "Department"); and

WHEREAS, the Board of Commissioners and the Mayor submitted the request to the Auditor of the County (the "Auditor"), who requested a special meeting of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), at which meeting the City-County Council is to determine whether or not to allow the Department to borrow money; and

WHEREAS, the City-County Council has found and determined that the appeal and request of the Director should not be granted and that the Department should not be allowed to borrow money under IC 12-19-5-5; and

WHEREAS, IC 12-19-5-5 provides that, if the City-County Council determines that the Board should not be allowed to borrow money under IC 12-19-5-5, the Director may appeal to the State Board of Tax Commissioners for the right to borrow money to pay for the Department's County welfare obligations; and

WHEREAS, upon such an appeal, the State Board of Tax Commissioners may order the Auditor to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) from a financial institution on behalf of the Department; and

WHEREAS, the City-County Council hereby finds and determines that, upon receipt of such an order (an "Order"), it will be necessary for the County to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) from a financial institution on behalf of the Department and to issue notes in the aggregate principal amount of Ten Million Four Hundred Thousand Dollars (\$10,400,000) (the "Notes"), in order to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1992, including payment of costs of issue of the Notes; and

WHEREAS, the City-County Council hereby finds and determines that, upon receipt of an Order, the County will not have sufficient moneys available or provided for in the existing budgets and tax levies which may be applied to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1992, including payment of costs of issuance of the Notes, making it a necessity for the making of the additional appropriation hereinafter set out; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Upon receipt of an Order, the Auditor is hereby authorized and directed to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) from a financial institution on behalf of the Department to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1992, including payment of costs of issuance of any notes evidencing such borrowing. In order to procure this loan, this City-County Council is hereby authorized and directed to have prepared and to issue and sell negotiable general obligation notes of the County, to be designated as "Marion County, Indiana, Public Welfare General Obligation Notes of 1992," in the aggregate principal amount of Ten Million Four Hundred Thousand Dollars (\$10,400,000) (the "Notes"). The Notes shall be issued in fully registered form in the denomination of One Hundred Thousand Dollars (\$100,000) or any integral multiple of Five Thousand Dollars (\$5,000) in excess of One Hundred Thousand Dollars (\$100,000), not exceeding the aggregate principal amount of the Notes maturing on any semi-annual maturity date, shall be numbered consecutively from 92R-1 upwards, and shall bear interest at a rate or rates not exceeding eight percent (8%) per annum (the exact rate or rates to be determined by negotiation with a financial institution (the "Bank") as determined by the Auditor), which interest shall be payable semi-annually on the twenty-ninth (29th) day of June and the twenty-ninth (29th) day of December of each year, commencing June 29, 1993. Interest shall be calculated on the basis of the actual number of days elapsed during a three hundred sixty-five (365) -day year. The Notes shall mature in two (2) semi-annual series, each series being payable on the dates and in the amounts as follows:

<u>Date</u>	<u>Principal Amount</u>
June 29, 1993	\$5,200,000
December 29, 1993	\$5,200,000

The principal of the Notes shall be payable at the office of the Treasurer of Marion County, Indiana, as paying agent (the "Paying Agent"), in the City of Indianapolis, Indiana. Interest on the Notes shall be paid by check or draft mailed or delivered to the registered owner thereof at the address as it appears on the registration books kept by the Treasurer of Marion County, Indiana, as registrar (the "Registrar"), in the City of Indianapolis, Indiana, as of the fifteenth (15th) day of the month of the interest payment date or at such other address as is provided to the Paying Agent in writing by such registered owner. All payments on the Notes shall be made in any coin or currency of the United States of America, which on the dates of such payments shall be legal tender for the payment of public and private debts.

Each Note shall be transferable or exchangeable only upon the books of the County kept for that purpose at the office of the Registrar by the registered owner thereof in person, or by his attorney duly authorized in writing, upon surrender of such Note together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered Note or Notes in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of Notes following the fifteenth (15th) day of the month of an interest payment date on the Notes until such interest payment date. The County, the Registrar and the Paying Agent may treat and consider the person in whose name any Note is registered as the absolute owner thereof for all purposes, including for the purpose of receiving payment of, or on account of, the principal thereof and interest due thereon.

In the event any Note is mutilated, lost, stolen or destroyed, the County may execute and the Registrar may authenticate a new Note of like date, maturity and denomination as that mutilated, lost, stolen or destroyed, which new Note shall be marked in a manner to distinguish it from the Note for which it was issued, provided that, in the case of any mutilated Note, such mutilated Note shall first be surrendered to the County and the Registrar, and, in the case of any lost, stolen or destroyed Note, there shall be first furnished to the County and the Registrar evidence of such loss, theft or destruction satisfactory to the County and the Registrar, together with indemnity satisfactory to them. In the event any such lost, stolen or destroyed Note shall have matured, instead of issuing a duplicate Note, the County and the Registrar may, upon receiving indemnity satisfactory to them, pay the same without surrender thereof. In such event, the County and the Registrar may charge the holder of such Note with their reasonable fees and expenses in connection with the above. Every substitute Note issued by reason of any Note being lost, stolen or destroyed shall, with respect to such Note, constitute a substitute contractual obligation of the County, whether or not the lost, stolen or destroyed Note shall be found at any time, and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other Notes duly issued hereunder.

The Notes shall bear an original date which shall be the day on which the Notes are initially delivered to the purchaser or purchasers thereof, and each Note shall also bear the date of its authentication. Notes authenticated on or before June 15, 1993, shall be paid interest from the original date. Notes authenticated thereafter shall be paid interest from the interest payment date next preceding the date of authentication of such Notes unless the Notes are authenticated between the fifteenth (15th) day of the month of an interest payment date and the interest payment date, in which case interest thereon shall be paid from such interest payment date.

The Notes shall be executed in the name of the County by the manual or facsimile signatures of the Board of Commissioners and attested by the manual or facsimile signature of the Auditor, who shall cause the official seal of the County to be impressed or a facsimile thereof to be printed or otherwise reproduced on each of the Notes. Subject to the provisions for registration, the Notes shall be negotiable under the laws of the State of Indiana.

The Notes shall be authenticated with the manual signature of an authorized representative of the Registrar, and no Note shall be valid or obligatory for any purpose until the certificate of authentication on such Note shall have been so executed.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent by giving thirty (30) days' written notice to the County and by first-class mail to each registered owner of Notes then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the County. Notices to registered owners of Notes shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear in the registration books kept by the Registrar.

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SECTION 2. The form and tenor of the Notes shall be substantially as follows (all blanks to be properly completed prior to the preparation of the Notes):

[Form of Note]

UNITED STATES OF AMERICA

State of Indiana

County of Marion

No. 92R-_____

\$ _____

MARION COUNTY, INDIANA
PUBLIC WELFARE GENERAL OBLIGATION NOTE OF 1991

INTEREST
RATE

MATURITY
DATE

ORIGINAL
DATE

AUTHENTICATION
DATE

REGISTERED OWNER:

PRINCIPAL SUM:

The County of Marion, in the State of Indiana (the "County"), for value received, hereby acknowledges itself indebted and promises to pay to the registered owner (named above) or registered assigns, the principal amount set forth above on the maturity date set forth above, and to pay interest on said principal sum to the registered owner of this note until the County's obligation with respect to the payment of said principal sum shall be discharged, at the rate per annum specified above from the interest payment date immediately preceding the date of the authentication of this note, unless this note is authenticated on or before June 15, 1993, in which case interest shall be paid from the original date specified above, or unless this note is authenticated between the fifteenth (15th) day of the month of an interest payment date and the interest payment date, in which case interest shall be paid from such interest payment date. Interest shall be payable on the twenty-ninth (29th) day of June and the twenty-ninth (29th) day of December of each year, commencing June 29, 1993. Interest shall be calculated on the basis of the actual number of days elapsed during a three hundred sixty-five (365) -day year.

The principal of this note is payable at the principal office of the Treasurer of Marion County, Indiana, as paying agent (the "Paying Agent"), in the City of Indianapolis, Indiana. Interest on this note shall be paid by check or draft mailed or delivered to the registered owner hereof at the address as it appears on the registration books kept by the Treasurer of Marion County, Indiana, as registrar (the "Registrar"), in the City of Indianapolis, Indiana, as of the fifteenth (15th) day of the month of the interest payment date or at such other address as is provided to the Paying Agent in writing by the registered owner. All payments on this note shall be made in any coin or currency of the United States of America which on the dates of such payments shall be legal tender for the payment of public and private debts. Subject to the provisions for registration, this note is negotiable under the laws of the State of Indiana.

This note is one of an authorized issue of notes of the County of Marion, Indiana, aggregating Ten Million Four Hundred Thousand Dollars (\$10,400,000), numbered consecutively from 92R-1 upwards, issued pursuant to the provisions of Title 12, Article 19, Chapter 5 of the Indiana Code (the "Act"), and in accordance with an ordinance adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), on the _____ day of _____, 1992, entitled "Special Ordinance No. _____ --A SPECIAL ORDINANCE authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow Ten Million Four Hundred Thousand Dollars (\$10,400,000) from a financial institution on behalf of the County Department of Public Welfare to pay for the Department's County welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing" (the "Ordinance"), authorizing the making of a loan by the City-County Council to pay for the Marion County Department of Public Welfare's County welfare obligations during the fiscal year ending December 31, 1992, including payment of costs of issuance of said notes. Pursuant to the Act, the Auditor of Marion County, Indiana, is required to levy a property tax, beginning in 1993 and continuing for the term of the loan, in an amount each year that will be sufficient to pay the principal and interest due on the loan for the year.

This note is transferable or exchangeable only upon the books of the County kept for that purpose at the office of the Registrar by the registered owner hereof in person, or by his attorney duly authorized in writing, upon surrender of this note together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered note or notes in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or to the registered owner, as the case may be, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of this note following

the fifteenth (15th) day of the month of an interest payment date on this note until such interest payment date. The County, the Registrar and the Paying Agent may treat and consider the person in whose name this note is registered as the absolute owner hereof for all purposes, including for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon.

In the event this note is mutilated, lost, stolen or destroyed, the County may execute and the Registrar may authenticate a new note of like date, maturity and denomination as this note, which new note shall be marked in a manner to distinguish it from this note, provided that, in the case of this note being mutilated, this note shall first be surrendered to the County and the Registrar, and, in the case of this note being lost, stolen or destroyed, there shall first be furnished to the County and the Registrar evidence of such loss, theft or destruction satisfactory to the County and the Registrar, together with indemnify satisfactory to them. In the event that this note, being lost, stolen or destroyed, shall have matured, instead of issuing a duplicate note, the County and the Registrar may, upon receiving indemnity satisfactory to them, pay this note without surrender hereof. In such event, the County and the Registrar may charge the holder of this note with their reasonable fees and expenses in connection with the above. Every substitute note issued by reason of this note being lost, stolen or destroyed shall, with respect to this note, constitute a substitute contractual obligation of the County, whether or not this note, being lost, stolen or destroyed, shall be found at any time, and shall be entitled to all the benefits of the Ordinance referred to above, equally and proportionately with any and all other notes duly issued thereunder.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent by giving thirty (30) days' written notice to the County and by first-class mail to each registered owner of notes then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the County. Notices to registered owners of notes shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear in the registration books kept by the Registrar.

The notes maturing on any semi-annual maturity date are issuable only in fully registered form in the denomination of One Hundred Thousand Dollars (\$100,000) or any integral multiple of Five Thousand Dollars (\$5,000) in excess of One Hundred Thousand Dollars (\$100,000), not exceeding the aggregate principal amount of the notes maturing on such date.

The City-County Council may, from time to time and at any time, without the consent of, or notice to, any of the owners of the notes, adopt ordinances supplemental to the Ordinance (which supplemental ordinances shall thereafter form a part of the Ordinance) for any one or more of the following purposes:

- (a) To cure any ambiguity or formal defect or omission in the Ordinance or in any supplemental ordinance;
- (b) To grant to or confer upon the owners of the notes any additional benefits, rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the notes, or to make any change which, in the judgment of the City-County Council, is not to the prejudice of the owners of the notes;
- (c) To modify, amend or supplement the Ordinance to permit the qualification of the notes for sale under the securities laws of the United States of America or of any of the states of the United States of America or to obtain or maintain bond insurance with respect to payments of principal of and interest on the notes;
- (d) To provide for the refunding or advance refunding of the notes;
- (e) To procure a rating on the notes from a nationally recognized securities rating agency designated in such supplemental ordinance, if such supplemental ordinance will not adversely affect the owners of the notes; or
- (f) Any other purpose which in the judgment of the City-County Council does not adversely impact the interests of the owners of the notes.

In the manner provided in the Ordinance, the Ordinance and the rights and obligations of the County and the owners of the notes may (with certain exceptions as stated in the Ordinance) be modified or amended at any time with the consent of the owners of at least sixty percent (60%) in aggregate principal amount of outstanding notes, exclusive of notes, if any, owned by the County.

If this note or any portion hereof shall have become due and payable in accordance with its terms and the whole amount of the principal and interest so due and payable upon this note or such portion hereof shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully

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secured as to both principal and interest by obligations of the kind described in clause (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, then and in such event this note or such portion hereof shall no longer be deemed outstanding or an indebtedness of the County.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this note have been done and performed in regular and due form as provided by law; that this note and said total issue of notes is within every limit of indebtedness provided by the constitution and laws of the State of Indiana, and that the full faith and credit of Marion County together with all of its taxable property, both real and personal, are hereby irrevocably pledged to the punctual payment of the principal and interest of this note according to its terms.

This note shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by an authorized representative of the Registrar.

IN WITNESS WHEREOF, the County of Marion, Indiana, has caused this note to be executed by the manual or facsimile signatures of its duly elected, qualified and acting Board of Commissioners and attested by the manual or facsimile signature of the duly elected, qualified and acting Auditor of Marion County, Indiana, who has caused the official corporate seal of the County to be impressed or a facsimile thereof to be printed or otherwise reproduced hereon.

THE COUNTY OF MARION, INDIANA

By: _____

THE BOARD OF COMMISSIONERS OF THE
COUNTY OF MARION, INDIANA

(SEAL)

ATTEST:

Auditor, County of Marion, Indiana

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This note is one of the notes described in the within mentioned Ordinance.

TREASURER, COUNTY OF MARION, INDIANA

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto (insert name and address) _____ the within note and all rights thereunder, and hereby irrevocably constitutes and appoints _____, attorney to transfer the within note on the books kept for the registration thereof with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within note in every particular, without alternation or enlargement or any change whatsoever.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed
by a member firm of the New York Stock
Exchange or a commercial bank or trust company.

[End of Note]

SECTION 3. As soon as can be done after the passage of this Ordinance, the Auditor shall negotiate for the sale of the Notes with a financial institution. The Notes shall be sold at any interest rate or rates not exceeding eight percent (8%) per annum, and may be subject to any premium or discount, all as determined through negotiation with the financial institution, consistent with the best interest of the County and the terms of this Ordinance.

Prior to the delivery of the Notes, the Auditor shall be authorized to obtain a legal opinion as to the validity of the Notes from Barnes & Thornburg, Indianapolis, Indiana, and to furnish such opinion to the purchaser or purchasers of the Notes. The cost of such opinion shall be considered as part of the costs of issuance of the Notes and shall be paid out of proceeds of the Notes.

SECTION 4. The City-County Council may, from time to time and at any time, without the consent of, or notice to, any of the owners of the Notes, adopt ordinances supplemental hereto (which supplemental ordinances shall thereafter form a part hereof) for any one or more of the following purposes:

- (a) To cure any ambiguity or formal defect or omission in this Ordinance or in any supplemental ordinance;
- (b) To grant to or confer upon the owners of the Notes any additional benefits, rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the Notes, or to make any change which, in the judgment of the City-County Council, is not to the prejudice of the owners of the Notes;
- (c) To modify, amend or supplement this Ordinance to permit the qualification of the Notes for sale under the securities laws of the United States of America or of any of the states of the United States of America or to obtain or maintain bond insurance with respect to payments of principal of and interest on the Notes;
- (d) To provide for the refunding or advance refunding of the Notes;
- (e) To procure a rating on the Notes from a nationally recognized securities rating agency designated in such supplemental ordinance, if such supplemental ordinance will not adversely affect the owners of the Notes; or
- (f) Any other purpose which in the judgment of the City-County Council does not adversely impact the interests of the owners of the Notes.

This Ordinance and the rights and obligations of the County and the owners of the Notes may be modified or amended at any time by supplemental ordinances adopted by the City-County Council with the consent of the owners of the Notes holding at least sixty percent (60%) in aggregate principal amount of the outstanding Notes (exclusive of Notes, if any, owned by the County); provided, however, that no such modification or amendment shall, without the express consent of the owners of the Notes affected, reduce the principal amount of any Note, reduce the interest rate or premium payable thereon, advance the earliest redemption date, extend its maturity or the times for paying interest thereon, permit a privilege or priority of any Note or Notes over any other Note or Notes, create a lien securing any Notes other than a lien ratably securing all of the Notes outstanding, or change the monetary medium in which principal and interest are payable, nor shall any such modification or amendment reduce the percentage of consent required for amendment or modification.

Any act done pursuant to a modification or amendment so consented to shall be binding upon all the owners of the Notes and shall not be deemed an infringement of any of the provisions of this Ordinance, and may be done and performed as fully and freely as if expressly permitted by the terms of this Ordinance, and, after such consent relating to such specified matters has been given, no owner shall have any right or interest to object to such action or in any manner to question the propriety thereof or to enjoin or restrain the City-County Council or any officer of the County from taking any action pursuant thereto.

If the City-County Council shall desire to obtain any such consent, it shall cause the Registrar to mail a notice, postage prepaid, to the respective owners of the Notes at their addresses appearing on the registration books held by the Registrar. Such notice shall briefly set forth the nature of the proposed supplemental ordinance and shall state that a copy thereof is on file at the office of the Registrar for inspection by all owners of the Notes. The Registrar shall not, however, be subject to any liability to any owners of the Notes by reason of its failure to mail the notice described in this Section 4, and any such failure shall not affect the validity of such supplemental ordinance when consented to and approved as provided in this Section 4.

Whenever at any time within one (1) year after the date of the mailing of such notice, the City-County Council shall receive an instrument or instruments purporting to be executed by the owners of the Notes of not less than sixty percent (60%) in aggregate principal amount of the Notes then outstanding (exclusive of Notes, if any, owned by the County), which instrument or instruments shall refer to the proposed supplemental

ordinance described in such notice, and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice as on file with the Registrar, thereupon, but not otherwise, the City-County Council may adopt such supplemental ordinance in substantially such form, without liability or responsibility to any owners of the Notes, whether or not such owner shall have consented thereto.

Upon the adoption of any supplemental ordinance pursuant to the provisions of this Section 4, this Ordinance shall be, and be deemed to be, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Ordinance shall thereafter be determined, exercised and enforced hereunder, subject in all respects to such modifications and amendments.

SECTION 5. If, when the Notes or any portion thereof shall have become due and payable in accordance with their terms and the whole amount of the principal and interest so due and payable upon the Notes or such portion thereof then outstanding shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully secured as to both principal and interest by obligations of the kind described in clause (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, then and in such event the Notes or such portion thereof shall no longer be deemed outstanding or an indebtedness of the County.

SECTION 6. In order to preserve the exclusion from gross income of interest on the Notes under federal law, the County represents, covenants and agrees that, to the extent necessary to preserve such exclusion:

(a) No person or entity or any combination thereof, other than the County or any other governmental unit ("Governmental Unit") within the meaning of Section 141(b)(6) and Section 150 (a)(2) of the Internal Revenue Code of 1986, as amended and as in effect on the date of delivery of the Notes (the "Code"), will use any proceeds of the Notes or property financed by such proceeds other than as a member of the general public; and no person or entity or any combination thereof other than the County or any other Governmental Unit will own any property financed out of the proceeds of the Notes or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as take-or-pay or other type of output contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use of such property by the public at large;

(b) No Note proceeds will be lent to any entity or person; and no Note proceeds will be transferred directly or indirectly transferred or deemed transferred to a person other than a Governmental Unit in a fashion that would in substance constitute a loan of such Note proceeds;

(c) The County will not take any action or fail to take any action with respect to the Notes that would result in the loss of the exclusion from gross income for federal income tax purposes of interest on the Notes pursuant to Section 103(a) of the Code, and the City-County Council will not act or permit any actions by officers or officials of the County that would in any manner adversely affect such exclusion; the County further covenants that it will not make any investment or do any other act or thing during the period that any Note is outstanding hereunder which would cause any Note to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations applicable thereto as in effect on the date of delivery of the Notes; and the County shall comply with the arbitrage rebate requirements under Section 148 of the Code to the extent applicable;

(d) All officers, employees and agents of the County are hereby authorized and directed to provide certifications of facts and estimates that are material to the reasonable expectations of the County as of the date that the Notes are issued, and to make covenants on behalf of the County evidencing the County's commitments made herein and, in particular, any and all appropriate officers, employees and agents of the County are authorized to certify and/or enter into covenants for the County regarding (i) the facts and circumstances and reasonable expectations of the County on the date that the Notes are issued and (ii) the representations and covenants made herein by the County regarding the amount and use of the proceeds of the Notes; and

(e) The County is hereby authorized and directed to employ consultants and attorneys from time to time to advise the County with respect to the requirements under federal law for the continuing preservation of the exclusion of interest on the Notes from gross income for purposes of federal income taxation.

SECTION 7. Notwithstanding any other provision of this Ordinance, any of the covenants and authorizations contained in this Ordinance (the "Tax Sections") which are designed to preserve the exclusion of interest on the Notes from gross income for purposes of federal income taxation (the "Tax Exemption") need not be complied with if the County receives an opinion of nationally recognized bond counsel that compliance with such Tax Section is unnecessary to preserve the Tax Exemption.

SECTION 8. If the date for making any payment or the last date for performance of any act or the exercising of any right, as provided in this Ordinance, shall be a legal holiday or a day on which banking institutions in the city in which the Paying Agent is located are typically closed, such payment may be made or act performed or right exercised on the next succeeding day not a legal holiday or a day on which such banking institutions are typically closed, with the same force and effect as if done on the nominal date provided in this Ordinance, and no interest shall accrue for the period after such nominal date.

SECTION 9. The Auditor is hereby authorized and directed to have the Notes prepared and cause to be affixed thereto the official seal of the County, or to have printed or otherwise reproduced thereon a facsimile of such seal, and the Board of Commissioners and the Auditor are hereby authorized and directed to execute the Notes manually or with a facsimile of their signatures in the form and manner herein provided.

SECTION 10. The proceeds from the sale of the Notes, in the amount of Ten Million Four Hundred Thousand Dollars (\$10,400,000), are hereby appropriated in Character 03 of the Welfare General Fund for the benefit of the State Department of Welfare for the fiscal year ending December 31, 1992, including payment of costs of issuance of the Notes.

SECTION 11. This ordinance shall be in full force an effect upon adoption and compliance with IC 36-3-4-14.

Proposal Nos. 486 and 487, 1992 were stricken by a majority voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 286, 1992. The proposal concerns the reorganization of the Department of Transportation. Councillor Gilmer asked for consent to return this to Committee. Consent was given.

PROPOSAL NO. 439, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 439, 1992 on September 23, 1992. The proposal authorizes the County Auditor to transfer its portion of 1991 State grant funds from the Guardian Ad Litem Fund to the County General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 439, 1992 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

2 NOT VOTING: Black, Golc

1 NOT PRESENT: Rhodes

Proposal No. 439, 1992 was retitled FISCAL ORDINANCE NO. 67, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Fifty-eight Thousand One Hundred Dollars (\$58,100) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases

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and reductions hereinafter stated for purposes of the County Auditor to transfer its portion of 1991 State grant funds from the Guardian Ad Litem Fund to the County General Fund.

SECTION 2. The sum of Fifty-eight Thousand One Hundred Dollars (\$58,100) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$58,100</u>
TOTAL INCREASE	<u>\$58,100</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY AUDITOR</u>	<u>GUARDIAN AD LITEM FUND</u>
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	<u>\$58,100</u>
TOTAL REDUCTION	<u>\$58,100</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 445, 1992. In Councillor Rhodes absence, Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 445, 1992 on October 5, 1992. The proposal amends the Code to establish fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Project. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 445, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jones, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Hinkle, Howard, Jimison, Mullin*

1 NOT PRESENT: *Rhodes*

Proposal No. 445, 1992, as amended, was retitled GENERAL ORDINANCE NO. 94, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1992

A GENERAL ORDINANCE concerning fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Project.

WHEREAS, the Clerk of the Marion Circuit Court desires to conduct a pilot project to provide enhanced electronic access by means of modem access to the mainframe computer which contains the Court records and contract with a limited number of private entities for the purpose of providing those portions of the Courts records which are deemed public at a reasonable fee by electronic modem access or facsimile transmission; and

WHEREAS, there is presently no set fee to be charged when a private entity has requested the opportunity to access the mainframe computer for those portions of the Courts records which are deemed public via electronic modem access or by means of facsimile transmission.

WHEREAS, IC 36-2-7-14 requires the judge of the circuit court to order a fee to be charged for services rendered by a county officer when the county officer is uncertain of the proper fee to be charged.

WHEREAS, the Judge of the Marion Circuit Court has ordered the Clerk of the Marion Circuit Court to charge a fee of thirty cents (\$0.30) per minute for actual connect time to the mainframe computer as monitored by the Information Services Agency during the term of the pilot testing project, and a facsimile transmission fee

for sending fax documents in an amount of two dollars (\$2.00) per page, cover page included, for any document the public requests to be sent to them via this method.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 2, of the Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a new Section 2-455 to read as follows:

Sec. 2-455. Outside Access Fees.

(a) The Clerk of the Marion Circuit Court may charge a fee of thirty cents (\$0.30) per minute for actual connect time to the mainframe computer as monitored by the Information Services Agency during the term of the pilot testing project.

(b) The Clerk of the Marion Circuit Court may charge a facsimile transmission fee for sending fax documents in an amount of two dollars (\$2.00) per page, cover page included, for any document the public requests to be sent to them via this method.

(c) The Clerk of the Marion Circuit Court shall forward the fees monthly to the Marion County Auditor for deposit in the county general fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 459, 1992. Councillor Curry reported that the Administration and Finance Committee heard Proposal No. 459, 1992 on October 5, 1992. The proposal amends the Code and the Revised Code concerning violations of certain ordinances which can be paid through the ordinance violations bureau. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Coughenour, for adoption.

Councillor Borst stated that, in his opinion, the animal violation penalties are too high.

Mark Mertz, City Prosecutor, stated that this proposal concerns certain violations and allows first-time offenders, during one calendar year, to mail in their fee instead of appearing in court. It is his opinion that people are willing to pay a higher fine so they do not have to appear in court.

Councillor Coughenour voiced her support for the proposal.

Councillor Moriarty asked if any of the moneys collected from these fines are distributed to the Animal Control Agency. Mr. Mertz replied that the Ordinance Violations Bureau collections are made payable to the City of Indianapolis.

Councillor Beadling asked how they will know if a person has had their dog vaccinated after they mail in their money. Mr. Mertz replied that at present there is no follow-up system.

Councillor Boyd stated that he believes that there should be some method of follow-up.

Councillor Black said that the Animal Control Board is drafting a proposal concerning animal control and he moved to table Proposal No. 459, 1992. This motion was seconded by Councillor Boyd. The motion failed by a majority voice vote.

The President suggested that Councillor Borst and Mr. Mertz meet to discuss some of these issues and if any changes are agreed upon, an ordinance can be introduced incorporating the changes.

Proposal No. 459, 1992 was adopted on the following roll call vote; viz:

18 YEAS: *Beadling, Brents, Coughenour, Curry, Giffin, Gilmer, Hinkle, Howard, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

9 NAYS: *Black, Borst, Boyd, Franklin, Golc, Jimison, Jones, Mullin, Williams*

1 NOT VOTING: *Dowden*

1 NOT PRESENT: *Rhodes*

Proposal No. 459, 1992 was retitled GENERAL ORDINANCE NO. 95, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 1992

A GENERAL ORDINANCE amending Chapters 6, 7, 17, 17½, 18, 20 and 22 of the Code, and Sec. 103-302 of the Revised Code, regarding the enforcement of certain ordinances through the ordinance violations bureau.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 6-4, 6-71, 6-150, 7-20, 17-792, 17½-17, 18-2, 20-9, 20-46, 22-2 and 22-9 of the Code of Indianapolis and Marion County, Indiana are hereby amended by deleting the stricken-through text and by inserting the underlined text to read as follows:

Sec. 6-4. Animals not to be at large.

(a) It shall be unlawful for the owner or keeper of an animal to cause, suffer, or allow that animal which is owned or kept by him to be at large within the city.

~~(b) The owner or keeper of an animal determined to be at large in violation of this section shall be punishable with respect to each such animal by fines, as follows:~~

~~(1) First offense: Twelve dollars and fifty cents (\$12.50);~~

~~(2) Second offense: Twenty five dollars (\$25.00);~~

~~(3) Third offense: Fifty dollars (\$50.00); and,~~

~~(4) Subsequent offenses: Twenty dollars (\$20.00) times the number of offenses committed by the person, including the first three (3) offenses."~~

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 6-71. When required.

(a) It shall be unlawful for any person to own within the city any dog six (6) months of age or older unless a current dog license issued by the city has been obtained for the dog by the person.

(b) Anyone who is not required to be licensed as a kennel and who occasionally offers puppies for sale shall file a notice with the city controller within ten (10) days after sale of one (1) or more puppies, which notice shall include the name, address and telephone number of the purchaser, and the age, sex and breed of the dog sold.

~~(c) Any person failing to comply with the licensing provisions of this section shall be punishable, with respect to each dog, in addition to a requirement to obtain the appropriate license, by fines as follows:~~

~~(1) First offense: Five dollars (\$5.00);~~

~~(2) Second offense: Twenty dollars (\$20.00);~~

~~(3) Third offense: Fifty dollars (\$50.00); and,~~

~~(4) Subsequent offenses: for each unlicensed dog, twenty dollars (\$20.00) times the number of offenses committed by the person, including the first three (3) offenses.~~

(c) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 6-150. Rabies vaccination required.

(a) Each dog and cat kept in the city shall have a rabies vaccination more recent than one (1) year. It shall be unlawful for any person to own or keep within the city any dog or cat which does not have a rabies vaccination more recent than one (1) year.

(b) The owner of a dog or cat which does not have a rabies vaccination more recent than one (1) year shall be punishable by a fine in the following amounts, plus the expense to the quarantining authority of procuring for the animal a current rabies vaccination:

- (1) First offense: Ten dollars (\$10.00);
- (2) Second offense: Twenty five dollars (\$25.00);
- (3) Third offense: Fifty dollars (\$50.00); and,
- (4) Subsequent offenses: Fifty dollars (\$50.00) times the number of offenses, including the first three (3) offenses.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 7-20. Bathing in unguarded areas.

(a) It shall be unlawful for any person to swim or wade in any canal, stream, pit, pond or other body of water or watercourse within the city, which was unguarded by a lifeguard who is assigned to guard such area by the owner or operator of such canal, stream, pit, pond or other body of water.

(b) The provisions of subsection (a) shall not apply to pools of the department of parks and recreation or clubs or other private beaches or pools which are guarded by lifeguards, nor to private residential swimming pools maintained by the homeowners.

(c) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 17-792. Violations and penalties.

(a) Any violation of this article shall be subject to the penalties of section 1-8 of this Code. The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

(b) Any sworn police officer of the city or of the county shall require any person operating as a transient merchant and who is known by such officer to be duly licensed to produce such license and shall enforce the provisions of this article against any person found to be violating the provisions of this article.

(c) Any sworn police officer may confiscate any property sold or offered for sale in violation of this article.

Sec. 17 $\frac{1}{2}$ -17. Vehicles dropping contents on streets.

(a) Any person who transports in any vehicle or in any other manner upon any public place any loose material or articles likely to sift, fall, spill or be blown upon the public way or place shall not overload the vehicle and shall cover the contents or shall convey the contents in tightly secured and covered boxes or containers. In case any of the contents thereof shall be blown, be spilled, fall or become scattered in any public

way or place, such person shall cause all fallen substances to be immediately gathered up and removed. It shall be a violation of this section to cause or allow such loose material or articles to be blown, be spilled, fall or become scattered upon the public way or place.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 18-2. Unlawful noises.

(a) Except as otherwise provided in this section, it shall be unlawful for any person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise, or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health and peace or safety of others within the city. Accordingly, the following acts, among others, are declared to be loud, disturbing and unnecessary noises and in violation of this section, but such enumeration shall not be deemed to be exclusive:

- (1) Horns and signaling devices. The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle in any street or public place of the city, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; the sounding of any such device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand, air or electricity; the use of any horn, whistle or other device operated by engine exhaust; and the continued or repeated use of any such signaling device which traffic is for any reason held up, or in any parade, or in any group of vehicles.
- (2) Radios and Phonographs. Playing, using or operating, or permitting to be played, used or operated, any radio or television receiving set, musical instrument, phonograph, calliope or other machine or device for producing or reproducing sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants, or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated, and who are voluntary listeners thereto, except when a permit therefor for some special occasion is granted. The operation of any such set, instrument, phonograph, machine or device between the hours of 11:00 p.m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this subsection.
- (3) Loudspeakers, amplifiers for advertising. Playing, using or operating, or permitting to be played, used or operated, any radio or television receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for producing or reproducing sound at any place upon the public streets or in any vehicle used for the transportation of persons for hire as a common carrier, for the purpose of commercial or other kind of advertising or attracting the attention of the public to any activity or building or structure, which is so used as to disturb and annoy other persons in their businesses, homes or elsewhere in their right of personal privacy and quiet.
- (4) Yelling or shouting. Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 10:00 p.m. and 7:00 a.m., or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office, or in any dwelling, hotel or other type of residence, or of any person in the vicinity.
- (5) Animals or birds. The keeping of any animal or bird which, by causing frequent or long-continued noise, shall disturb the comfort or repose of any person in the vicinity.
- (6) Steam whistles. The blowing of any locomotive steam whistle, or steam whistle attached to any stationary boiler, or one operated by any other means, except to give notice of the time to begin or stop work, or as a warning of fire or danger, or upon request of the proper city authorities.
- (7) Exhausts. The discharge into the open air of the exhaust of any steam engine, internal-combustion engine, or any other type of engine or power unit on a motorboat, motor vehicle, motorcycle or other vehicle or craft of any kind, except through a muffler or other device which will effectively reduce and prevent loud or explosive noises therefrom.
- (8) Defect in vehicle or load. The use of any automobile, motorcycle or other kind of vehicle so out of repair, or so loaded, or in such manner as to create loud and unnecessary grating, grinding, rattling or other noises.

- (9) Loading, unloading, opening boxes. The creation of a loud and excessive noise in connection with loading or unloading any vehicle, or the opening and destruction of bales, boxes, crates and containers.
- (10) Construction or repairing of buildings. The erection, excavating for demolition, alteration or repair of any building, other than between the hours of 7:00 a.m. and 6:00 p.m. on weekdays, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the division of buildings, which permit may be granted for a period not to exceed three (3) days while the emergency continues and which permit may be renewed for periods of three (3) days while the emergency continues. If the division of buildings should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building, or the excavation therefor, or of any streets and highways, between the hours of 6:00 p.m. and 7:00 a.m., and that loss or inconvenience would result to any party in interest, it may grant permission for such work to be done between the hours of 6:00 p.m. and 7:00 a.m., upon application being made at the time the permit for the work is issued or during the progress of the work.
- (11) Schools, courts, churches, hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while it is in use, or adjacent to any hospital which unreasonably interferes with the operation thereof or which disturbs or unduly annoys patients in the hospital; provided that conspicuous signs are displayed in such streets indicating that the same has been declared and is a school, hospital or other such quiet zone.
- (12) Hawkers and peddlers. The loud shouting and crying of peddlers, hawkers and vendors which disturb the peace and quiet of the neighborhood.
- (13) Drums. The use of any drum, horn or other instrument or device for the purpose of attracting attention by creation of noise to any performance, exhibition, show or sale; except in a parade or place for which a permit has been granted.
- (14) Transporting metal rails, pillars and columns. The transportation of rails, pillars or columns of iron, steel or other material over and along the streets and other public places of the city, upon carts, drays, cars, trucks or in any other manner so loaded as to cause loud noises or as to disturb the peace and quiet of such streets or other public places.
- (15) Railway cars, buses. Causing, permitting or continuing any excessive, unnecessary and avoidable noise in the operation of a bus or railway car by reason of defective conditions therein or of its tracks.
- (16) Pile drivers, hammers. The operation between the hours of 10:00 p.m. and 7:00 a.m. of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or other appliance the use of which is attended by loud or unusual noise, except when being operated by a public utility in connection with emergency repairs of such utility.
- (17) Blowers. The operation of any noise-creating blower or power fan, or any internal-combustion engine, the operation of which causes noises due to the explosion of operating gases or fluids, unless the noise from the blower or fan is muffled and the engine is equipped with a muffler device sufficient to deaden such noise.
- (18) Vendor's vehicle. Using, operating or playing, or permitting to be used, operated or played, any bell, radio, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for producing or reproducing sound in or upon any vehicle used for the transportation and sale of any goods, wares or merchandise in or upon any of the streets or highways within the city, which sound-producing instruments are set to produce any noise, music or sound in excess of one hundred fifteen (115) decibels, measured at six (6) inches from the sound-producing amplifier of the speaker; the use and operation of any vehicle so equipped, with such sound-producing equipment in operation, between the hours of 10:00 p.m. and 10:00 a.m. of the succeeding day; or the use or operation of any sound-producing equipment in or upon any such vehicle while the vehicle is moving along or upon any street or highway; it being the intent and purpose of this subsection to permit the use of such sound-producing equipment in or upon any such vehicle only when the vehicle is parked or standing still in or upon any street or highway and during the hours provided in this subsection.
- (19) Portable radios in public conveyances. The audible using, operating or playing, or permitting to be used, operated or played, any radio, musical instrument or electronic recording device of any kind or character whatever in any public conveyance, except taxicabs and jitneys, operating in the

city; provided, however, it shall not be unlawful to listen to any such device by means of earplugs inserted in the hearer's ear and inaudible to any other person.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 20-9. Loitering, unlawful assemblies.

(a) Loitering. No person shall loiter or prowl in a place, at a time or in a manner not usual for law abiding citizens, under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity, in any public way, street, highway, place or alley and refuse to obey the lawful command of a police officer to move on or to provide to said police officer a lawful reason for remaining on said public way, street, highway, place or alley if the alleged loitering by said person would create or cause to be created any of the following:

- (1) Danger of a breach of the peace;
- (2) The unreasonable danger of a disturbance to the comfort and repose of any person acting lawfully on or in a public way, street, highway, place or alley reserved for pedestrians;
- (3) The obstruction or attempted obstruction of the free normal flow of vehicular traffic or the normal passage of pedestrian traffic upon any public way, street, highway, place or alley;
- (4) The obstruction, molestation or interference or attempt to obstruct, molest or interfere with any person lawfully on or in a public way, street, highway, place or alley, in a manner that would cause a reasonable person or pedestrian of a public way, street, highway, place or alley to fear for his or her safety.

(b) Unlawful assembly. No person who is a member of a group of three (3) or more persons who are loitering or prowling in a place, at a time or in a manner not usual for law abiding citizens, under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity, in a public way, street, highway, place or alley, shall refuse the lawful command of a police officer to move or provide to said police officer a lawful reason for remaining in a public way, street, highway, place or alley, whether said group is stationary or in transit, if the alleged loitering would create or cause to be created any of the following:

- (1) Danger of a breach of the peace;
- (2) The unreasonable danger of a disturbance to the comfort and repose of any person acting lawfully on or in a public way, street, highway, place or alley reserved for pedestrians;
- (3) The obstruction or attempted obstruction of the free normal flow of vehicular traffic or the normal passage of pedestrian traffic upon any public way, street, highway, place or alley;
- (4) The obstruction, molestation or interference or attempt to obstruct, molest or interfere with any person lawfully on or in a public way, street, highway, place or alley, in a manner that would cause a reasonable person or pedestrian of a public way, street, highway, place or alley to fear for his or her safety.

(c) [Failure of police officer to comply with proper procedure.] No person shall be convicted under this section if the police officer failed to comply with the procedure outlined herein.

(d) [Person's explanation deemed true at trial.] No person shall be convicted under this section if it appears at trial that the explanation given by the person is true and, if believed by the police, would:

- (1) have dispelled the fear for human safety;
- (2) have dispelled the concern for safety of property;
- (3) have dispelled the fear of a breach of the peace;
- (4) have provided a justifiable reason for obstructing vehicular or pedestrian traffic, subject to the discretion of the court.

(e) [Probable cause to assume violation.] If a person takes flight upon appearance of a police officer who identifies himself as such, or refuses to identify himself, or attempts to conceal himself, said police officer has

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probable cause to believe a violation of this section has occurred, ~~and is hereby duly authorized to make an arrest.~~

(f) [Penalty.] Any person who violates the provisions of this section and is found guilty of said violation shall be fined not less than twenty five dollars (\$25.00) or more than five hundred dollars (\$500.00) for each offense and a separate offense shall be deemed committed on each day during which a violation occurs or continues. The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

(g) [Exception.] The provisions of this section shall not apply to solicitation for any lawful business or any lawful charity, licensed by the charities solicitation commission of the city.

Sec. 20-46. Noisy houses disturbing the peace.

(a) It shall be unlawful for any person to permit noisy or riotous persons, or persons of disorderly character, to assemble in any house owned, occupied or controlled by him.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 22-2. Hours when parks are open to the public; unlawful entry.

(a) During the season, when so declared by the board of the department of parks and recreation, Garfield Public Park shall be open to the public from 6:00 a.m. until 10:00 p.m. and all other public parks shall be open to the public from 6:00 a.m. until 11:00 p.m.; however, upon written order of the director or on special occasions, the hours may be changed and fixed generally different from such specified hours.

(b) It shall be unlawful for any person, other than an employee of the city in the course of his employment, or except while traveling on an established roadway through a park, to be or remain in any park during a time it is not open, or to use any park at any time for any unlawful meetings or purposes.

(c) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

Sec. 22-9. Intoxication; narcotics.

(a) It shall be unlawful for any person to be intoxicated or be under the influence or effect of narcotics, or to use alcohol or narcotics in any park, playground, community building, golf clubhouse, swimming or wading pool or beach, or other premises or places under the jurisdiction or control of the department of parks and recreation, without the permission of said board.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

SECTION 2. Sec. 103-302 of the Revised Code of the Consolidated City and County is hereby amended by deleting the stricken-through text and by inserting the underlined text to read as follows:

<u>Code Section</u>	<u>Subject Matter</u>	<u>Civil Penalty</u>
<u>4-149 71</u>	<u>Open Burning</u>	<u>50.00</u>
<u>6-4</u>	<u>Animal at Large - 1st offense in calendar year</u>	<u>50.00</u>
<u>6-71</u>	<u>Unlicensed Dog - 1st offense in calendar year</u>	<u>50.00</u>
<u>6-150</u>	<u>Unvaccinated Dog or Cat - 1st offense in calendar year</u>	<u>50.00</u>

7-20	Swimming in Unguarded Waters - 1st offense in calendar year	50.00
17-151	Sale of tobacco products without license - first offense	45.00
17-154	Prohibited distributions of tobacco products - first offense	45.00
17-780	Unlicensed Transient Merchant - 1st offense in calendar year	50.00
17½-8	Littering on premises of another	45.00
17½-17	Vehicle Losing its Load - 1st offense in calendar year	50.00
18-2	Unlawful Noise - 1st offense in calendar year	50.00
20-9	Loitering - 1st offense in calendar year	50.00
20-46	Noisy House - 1st offense in calendar year	50.00
21½-14	3rd False Alarm in calendar year	20.00
21½-14	4th False Alarm in calendar year	30.00
21½-14	5th through 7th False Alarm in calendar year	40.00
22-2	In Park After Hours - 1st offense in calendar year	50.00
22-9	Alcohol in Park - 1st offense in calendar year	50.00
28-16	Parking prohibited for street repairs and cleaning	7.50
29-8	Pedestrian violations	7.50
29-27	Parking when temporarily prohibited	7.50
29-97	Display of unauthorized traffic controls	7.50
29-98	Interference with traffic control devices	7.50
29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	7.50
29-251	Unlawful parking near fire hydrant	7.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	7.50
29-254	Unlawful manner of parking	7.50
29-255	No required lights on certain parked vehicles	7.50
29-256.1	Violation of handicapped parking restrictions	7.50
29-256.2	Unlawful parking in handicapped parking meter zone	7.50
29-257	Unloading perpendicular to curb without permit	7.50
29-258	Unlawful use of bus stops and taxicab stand	7.50
29-259	Unlawful use of passenger and loading zones	7.50
29-260	Unlawful parking adjacent to certain buildings	7.50
29-262	Unlawful parking for display for sale or advertising	7.50
29-263	Unlawful parking for more than 6 hours	7.50
29-264	Unlawful parking of commercial vehicles at night	7.50
29-265	Unlawful parking in alleys or on certain narrow streets	7.50
29-266	Unlawful parking in designated special parking areas	7.50
29-267	Parking on certain streets where prohibited at all times	7.50
29-268	Stopping, standing or parking on streets where prohibited at all times	7.50
29-269	Parking on certain streets where prohibited at all times on certain days	7.50
29-270	Parking on certain streets when prohibited at certain times on certain days	7.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	7.50
29-284	Parking in excess of time permitted in parking meter zone	7.50
29-291	Parking in meter zone when temporarily prohibited	7.50
29-297	Overtime parking in metered parking space	7.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	7.50
29-336	Unlawful parking of bus or taxicab	7.50
29-337	Unlawful parking in certain mailbox zones	7.50
29-341	Unlawful stopping, standing or parking near fire hydrant	7.50
29-342	Unlawful obstruction of fire lane	7.50
29-398	Unlawful loading or unloading of private bus	7.50
29-400	Unlawfully stopping of food vendor vehicle	7.50
29-401	Violation of noise restriction on food vendors	7.50
29-403	Failure of food vending vehicle to display required warnings	7.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	7.50
29-406	Operation of bicycle without required equipment	7.50
29-407	Unlawful operation of bicycle	7.50
29-424	Operation of unregistered bicycle	7.50
29-440	Consumption or possession by operator of motor vehicle - 1st offense in calendar year	50.00
29-441	Operating motor vehicle containing open alcoholic beverages - 1st offense in calendar year	50.00

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 465, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 465, 1992 on September 24, 1992. The proposal authorizes approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 465, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Borst, Short*

1 NOT PRESENT: *Rhodes*

Proposal No. 465, 1992 was retitled SPECIAL RESOLUTION NO. 70, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1992

A SPECIAL RESOLUTION ratifying and authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage by Indianapolis.

WHEREAS, by City-County Special Resolution No. 19, 1979 (Proposal 202, 1979), the City-County Council of the City of Indianapolis and Marion County, Indiana approved and ratified an agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage by Indianapolis; and

WHEREAS, the City of Beech Grove wishes to amend the existing agreement to extend its service area as defined in such agreement to include 1) additional area within the corporate limits of the City of Beech Grove and 2) additional areas outside the corporate limits of the City of Beech Grove and inside the Indianapolis Sanitary District, which, because of its location and topography cannot be serviced by the City of Indianapolis; and

WHEREAS, the Board of Public Works, by Resolution No. 3012-1992 dated July 20, 1992 approved this amendment; and

WHEREAS, the amendment is in the best interest of the City; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Amendment No. 2 to the Agreement Between the City of Indianapolis and the City of Beech Grove for Sewage Transportation and Treatment Services as attached hereto as Exhibit A is hereby ratified and approved.

SECTION 2. The Director of the Department of Public Works is authorized to execute said amendment on behalf of the City of Indianapolis, as authorized by the Board of Public Works by Resolution 3012-1992.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 466, 467, 468, 469, 470, 471, 472, 473, 475, 476, 477, 478, 479, 480, 481 and 482, 1992. The President ruled that the sixteen transportation proposals will be voted on together. PROPOSAL NO. 466, 1992. The proposal amends the Code by authorizing intersection controls in the Glen of Eagle Creek subdivision (District 1). PROPOSAL NO. 467, 1992. The proposal amends the Code by authorizing intersection controls in the subdivision Garden of Eagle Creek (District 1). PROPOSAL NO. 468, 1992. The proposal

amends the Code by authorizing intersection controls for Light House at Geist subdivision (District 5). PROPOSAL NO. 469, 1992. The proposal amends the Code by authorizing traffic signals at Fall Creek Road and Hague Road (Districts 4 and 5). PROPOSAL NO. 470, 1992. The proposal amends the Code by authorizing intersection controls at 72nd Street and Rural Street, 72nd Street and Tacoma Avenue, and 72nd Street and Temple Avenue (District 7). PROPOSAL NO. 471, 1992. The proposal amends the Code by authorizing a multi-way stop at Graham Avenue and 40th Street (District 14). PROPOSAL NO. 472, 1992. The proposal amends the Code by authorizing intersection controls at Melbourne Road and 58th Street (District 9). PROPOSAL NO. 473, 1992. The proposal amends the Code by authorizing intersection controls at Franklin Road and Southeastern Avenue (District 23). PROPOSAL NO. 475, 1992. The proposal amends the Code by authorizing one-way traffic on St. Clair Street from Centennial Street to Concord Street (District 16). PROPOSAL NO. 476, 1992. The proposal amending the Code by authorizing parking meters for the west side of Delaware Street from Ohio Street to the INB Tower entrance (District 16). PROPOSAL NO. 477, 1992. The proposal amends the Code by deleting parking restrictions on State Avenue from Washington Street to New York Street (District 22). PROPOSAL NO. 478, 1992. The proposal amends the Code by deleting intersection controls at Delaware and 32nd Street and authorizing parking restrictions on a segment of 32nd Street (District 22). PROPOSAL NO. 479, 1992. The proposal amends the Code by authorizing a 40 mph speed limit on Mills Road from Mann Road to High School Road (District 19). PROPOSAL NO. 480, 1992. The proposal amends the Code by authorizing weight limit restrictions on Market Street (District 16). PROPOSAL NO. 481, 1992. The proposal amends the Code by authorizing weight limit restrictions on Commerce Avenue from Massachusetts Avenue to 12th Street (District 22). PROPOSAL NO. 482, 1992. The proposal amends the Code by authorizing weight restrictions on 40th Street from Arlington Avenue to Emerson Avenue (District 14).

Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 466, 467, 468, 469, 470, 471, 472, 473, 475, 476, 477, 478, 479, 480, 481 and 482, 1992 on September 30, 1992. By a unanimous voice vote, the Committee reported Proposal 466, 467, 468, 470, 471, 472, 473, 475, 476, 477, 479, 480, 481 and 482, 1992 to the Council with the recommendation that they do pass. By a 5-1 vote, the Committee reported Proposal No. 469, 1992 to the Council with the recommendation that it do pass. By a 6-1 vote, the Committee reported Proposal No. 478, 1992 to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor O'Dell, for adoption. Proposal Nos. 466, 467, 468, 469, 470, 471, 472, 473, 475, 476, 477, 478, 479, 480, 481 and 482, 1992 were adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

1 NAY: *Black*

1 NOT VOTING: *Franklin*

1 NOT PRESENT: *Rhodes*

Proposal No. 466, 1992 was retitled GENERAL ORDINANCE NO. 96, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 2	Crown Vetch Pl, Foxglove Ln & Prairieclover Ln	Crown Vetch Pl & Foxglove Ln	Stop
9, Pg. 2	Foxglove Ln, Orchardgrass Ln	Foxglove Ln	Stop
9, Pg. 4	Orchardgrass Ln & Prairieclover Ln	Prairieclover Ln	Stop
9, Pg. 4	Pin Oak Way, Prairieclover Ln & Wisteria Dr	Pin Oak Way	Stop
9, Pg. 4	Pin Oak Way & 56th St	56th St	Stop
9, Pg. 4.	Prairieclover Ln & Red Yarrow Way	Prairieclover Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 467, 1992 was retitled GENERAL ORDINANCE NO. 97, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	Amaryllis Ct, Buttercup Way & Marigold Ln	Amaryllis Ct & Marigold Ln	Stop
9, Pg. 1	Buttercup Way & Wisteria Dr	Wisteria Dr	Stop
9, Pg. 4	Peony Pl & Wisteria Dr	Wisteria Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 468, 1992 was retitled GENERAL ORDINANCE NO. 98, 1992 and reads as follows:

October 12, 1992

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 1	Beacon Ln, Blue Fin Dr. & Lighthouse Way	Lighthouse Way	Stop
7, Pg. 1	Beacon Ln & Mullet Ct.	Beacon Ln	Yield
7, Pg. 1	Dolphin Ln & Lighthouse Way	Lighthouse Way	Yield
7, Pg. 3	Lighthouse Way, Marlin Ct. & Tarpon Dr.	Lighthouse Way	Stop
7, Pg. 3	Lighthouse Way & Mollenkopf Rd.	Mollenkopf Rd.	Stop
7, Pg. 3	Lighthouse Way, Snapper Ct. & Stingray Dr.	Lighthouse Way	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 469, 1992 was retitled GENERAL ORDINANCE NO. 99, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13, Pg. 3	Fall Creek Rd. & Hague Road.	Fall Creek Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13, Pg. 3	Fall Creek Rd. & Hague Rd.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 470, 1992 was retitled GENERAL ORDINANCE NO. 100, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11 Pg. 12	Rural St. & 72nd St.	72nd St.	Stop
11 Pg. 13	Tacoma Av. & 72nd St.	72nd St.	Stop
11 Pg. 13	Temple Av. & 72nd St.	72nd St.	All Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 471, 1992 was retitled GENERAL ORDINANCE NO. 101, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg.	Graham Av. & 40th St.	Graham Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg.	Graham Av. & 40th St.		All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 472, 1992 was retitled GENERAL ORDINANCE NO. 102, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

October 12, 1992

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10 Pg. 5	Melbourne Rd./ 58th St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
10 Pg. 5	Melbourne Rd./ 58th St.	58th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 473, 1992 was retitled GENERAL ORDINANCE NO. 103, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
41, Pg. 1	Franklin Rd. & Southeastern Av.	Southeastern Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
41, Pg. 1	Franklin Rd. & Southeastern Av.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 475, 1992 was retitled GENERAL ORDINANCE NO. 104, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

EASTBOUND

St. Clair Street from,
Centennial Street to Concord Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 476, 1992 was retitled GENERAL ORDINANCE NO. 105, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-270, Parking prohibited during specified hours on certain days, and Section 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 1:00 a.m. to 6:00 p.m.

Delaware Street, on the westside,
from Ohio Street to Miami Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

Two Hours

Delaware Street, on the westside,
from Georgia Street to Ohio Street

Delaware Street, on the westside,
from Miami Street to Michigan Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

Two Hours

Delaware Street, on the westside,
from Georgia Street to Michigan Street

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 477, 1992 was retitled GENERAL ORDINANCE NO. 106, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

October 12, 1992

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

From 6:00 a.m. to 9:00 a.m.

State Avenue, on the east side,
from Pleasant Run Parkway North Drive to Michigan Street

From 3:00 p.m. to 6:00 p.m.

State Avenue, on the east side,
from Pleasant Run Parkway North Drive to Michigan Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 478, 1992 was retitled GENERAL ORDINANCE NO. 107, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls, and Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18. Pg.	Delaware St. & 32nd St.	32nd St. (WB)	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

From 7:00 a.m. to 9:00 a.m.

32nd Street, on the north side,
from Delaware to Washington Boulevard

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 479, 1992 was retitled GENERAL ORDINANCE NO. 108, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Mills Road, from
Mann Road to High School Road
40 mph

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 480, 1992 was retitled GENERAL ORDINANCE NO. 109, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

Market Street, from Miley Avenue to
Indianapolis Union Railroad Tracks (1650 W)

Miley Avenue, from
Washington Street to Ohio Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 481, 1992 was retitled GENERAL ORDINANCE NO. 110, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Commerce Avenue from Massachusetts Avenue to 12th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 482, 1992 was retitled GENERAL ORDINANCE NO. 111, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Fortieth Street, from
Arlington Avenue to Emerson Avenue

October 12, 1992

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President informed the Council that the magazine *World Trade* named Indianapolis as one of the top ten cities in the country for international companies.

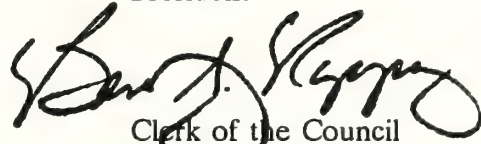
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of October, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, OCTOBER 26, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, October 26, 1992, with Councillor SerVaas presiding.

Councillor Beadling led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Short acknowledged the presence of the Stanley K. Lacy Executive Leadership class, sponsored by the Chamber of Commerce.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY,
INDIANA.

Journal of the City-County Council

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 26, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

October 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 15, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 508, 509 and 532, 1992, to be held on Monday, October 26, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 63, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Eleven Thousand Three Hundred Forty-three Dollars (\$411,343) in the County Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County Grants Fund.

FISCAL ORDINANCE NO. 66, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety seven Thousand Two Hundred Twelve Dollars (\$97,212) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 67, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Fifty-eight Thousand One Hundred Dollars (\$58,100) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

SPECIAL RESOLUTION NO. 65, 1992, remembering Coach Tony Hinkle.

SPECIAL RESOLUTION NO. 67, 1992, noting the 500th anniversary of Christopher Columbus' voyage to the new world.

SPECIAL RESOLUTION NO. 68, 1992, commemorating the 125th anniversary of Olivet Baptist Church.

SPECIAL RESOLUTION NO. 69, 1992, recognizing Mayor Hudnut for winning the Most Valuable Public Officials award.

SPECIAL RESOLUTION NO. 70, 1992, authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage.

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SPECIAL ORDINANCE NO. 13, 1992, determining not to allow the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to fund welfare services for the remainder of 1992.

SPECIAL ORDINANCE NO. 14, 1992, authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissions, to borrow \$10,400,000 from a financial institution on behalf of the County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing.

GENERAL ORDINANCE NO. 94, 1992, amending the Code to establish fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Project.

GENERAL ORDINANCE NO. 95, 1992, amending the Code and the Revised Code concerning violations of certain ordinances which can be paid through the ordinance violations bureau.

GENERAL ORDINANCE NO. 96, 1992, amending the Code by authorizing intersection controls in the Glen of Eagle Creek Subdivision (District 1).

GENERAL ORDINANCE NO. 97, 1992, amending the Code by authorizing intersection controls in the subdivision Garden of Eagle Creek (District 1).

GENERAL ORDINANCE NO. 98, 1992, amending the Code by authorizing intersection controls for Light House at Geist subdivision (District 5).

GENERAL ORDINANCE NO. 99, 1992, amending the Code by authorizing traffic signals at Fall Creek Road and Hague Road (Districts 4 and 5).

GENERAL ORDINANCE NO. 100, 1992, amending the Code by authorizing intersection controls at 72nd Street and Rural Street, 72nd Street and Tacoma Avenue, and 72nd Street and Temple Avenue (District 7).

GENERAL ORDINANCE NO. 101, 1992, amending the Code by authorizing a multi-way stop at Graham Avenue and 40th Street (District 14).

GENERAL ORDINANCE NO. 102, 1992, amending the Code by authorizing intersection controls at Melbourne Road and 58th Street (District 9).

GENERAL ORDINANCE NO. 103, 1992, amending the Code by authorizing intersection controls at Franklin Road and Southeastern Avenue (District 23).

GENERAL ORDINANCE NO. 104, 1992, amending the Code by authorizing one-way traffic on St. Clair Street from Centennial Street to Concord Street (District 16).

GENERAL ORDINANCE NO. 105, 1992, amending the Code by authorizing parking meters for the west side of Delaware Street from Ohio Street to the INB Tower entrance (District 16).

GENERAL ORDINANCE NO. 106, 1992, amending the Code by deleting parking restrictions on State Avenue from Washington Street to New York Street (District 22).

GENERAL ORDINANCE NO. 107, 1992, amending the Code by deleting intersection controls at Delaware and 32nd Street and authorizing parking restrictions on a segment of 32nd Street (District 22).

GENERAL ORDINANCE NO. 108, 1992, amending the Code by authorizing a 40 mph speed limit on Mills Road from Mann Road to High School Road (District 19).

GENERAL ORDINANCE NO. 109, 1992, amending the Code by authorizing weight limit restrictions on Market Street (District 16).

GENERAL ORDINANCE NO. 110, 1992, amending the Code by authorizing weight limit restrictions on Commerce Avenue from Massachusetts Avenue to 12th Street (District 22).

GENERAL ORDINANCE NO. 111, 1992, amending the Code by authorizing weight limit restrictions on 40th Street from Arlington Avenue to Emerson Avenue (District 14).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

The President passed the gavel to Councillor West.

PROPOSAL NO. 571, 1992. This proposal, sponsored by Councillors SerVaas, West and Boyd, remembers former deputy mayor Michael A. Carroll. Councillor SerVaas read the resolution and presented a framed document to Mrs. Linda Carroll. Councillor SerVaas moved, seconded by Councillor West, for adoption. Proposal No. 571, 1992 was adopted by unanimous voice vote.

Proposal No. 571, 1992 was retitled SPECIAL RESOLUTION NO. 71, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 1992

A SPECIAL RESOLUTION remembering former deputy mayor Michael A. Carroll.

WHEREAS, Michael A. Carroll was a hands-on man who was involved in many of the major city decisions during the past twenty years, but who preferred to do his good work in a modest low profile environment; and

WHEREAS, Mike Carroll was a special assistant to Senators Lugar and Quayle, was deputy mayor and was vice president for community development at Lilly Endowment; and

WHEREAS, he was personally involved with the White River State Games as both an organizer and as an athlete, the Indiana Sports Corporation, low income neighborhood housing, the Catholic Youth Organization and the Indianapolis Convention and Visitors Association; and

WHEREAS, he had a keen interest in IUPUI sports and was himself an accomplished wrestler; and

WHEREAS, Mike Carroll's young life ended in a plane crash on September 11, 1992, while he was on an information-gathering trip that could benefit the White River State Park; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council shares in the grief of the untimely loss of an outstanding Indianapolis citizen, Michael A. Carroll.

SECTION 2. His friendship, hard work and expertise in neighborhood revitalization will be sorely missed.

SECTION 3. The Council extends its condolences to his wife Linda, and to the family.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 572, 1992. This proposal, sponsored by Councillors SerVaas, West and Boyd, remembers civic leader Frank E. McKinney Jr. Councillor SerVaas read the resolution and presented a framed document to Mrs. Marianne McKinney. Councillor SerVaas moved, seconded by Councillor West, for adoption. Proposal No. 572, 1992 was adopted by unanimous voice vote.

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Proposal No. 572, 1992 was retitled SPECIAL RESOLUTION NO. 72, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 1992

A SPECIAL RESOLUTION remembering civic leader Frank E. McKinney Jr.

WHEREAS, Frank E. McKinney Jr. was a man with discipline, drive and vision; and

WHEREAS, he was a world class swimmer who earned bronze, silver and gold medals in the 1956 and 1960 Olympics; and

WHEREAS, as the chief executive officer of American Fletcher National Bank he pursued for twenty years his dream of a new downtown high rise bank headquarters building, which culminated in the 1990 opening of the Bank One Tower; and

WHEREAS, Mr. McKinney served on the boards of several corporations, actively worked for the renovations of Monument Circle and the City Market, was instrumental in bringing the National Art Museum of Sports to Indianapolis, and supported the building of the Indianapolis Sports Center and the IU Natatorium; and

WHEREAS, Frank McKinney was called from his earthly labors in a tragic airplane crash while on a mission to gather ideas for the downtown White River State Park; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council expresses its sorrow at the loss of Frank E. McKinney Jr., a captain of Indianapolis banking and commerce.

SECTION 2. The Council extends its condolences to his wife Marianne, and to the family.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor West passed the gavel back to the President.

PROPOSAL NO. 573, 1992. This proposal, sponsored by Councillors SerVaas, West and Boyd, remembers community leader Robert V. Welch. Councillor West read the resolution and presented a framed document to Mr. Welch's daughter. Councillor West moved, seconded by Councillor Boyd, for adoption. Proposal No. 573, 1992 was adopted by unanimous voice vote.

Proposal No. 573, 1992 was retitled SPECIAL RESOLUTION NO. 73, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 1992

A SPECIAL RESOLUTION remembering community leader Robert V. Welch.

WHEREAS, there were many special loves in Robert V. Welch's life: Family, Cathedral High School, Notre Dame University, the Irish Catholic faith, football and his newest challenge--the White River State Park; and

WHEREAS, a decade of his prodding resulted in the Hoosier Dome being built, he saved Cathedral High School from closing, he ran for mayor, he was active in several commercial real estate developments, he was a past president of the Indianapolis Athletic Club, his American Legion post and the Notre Dame Club of Indianapolis; and

WHEREAS, the imprints that Bob Welch made upon Indianapolis and Hamilton County will remain for many decades; and

WHEREAS, his newest challenge was when the Governor appointed him as executive director to pilot a future for the young White River State Park; and

WHEREAS, it was on a mission to explore new ideas for the state park that a tragic plane crash took his life on September 11, 1992; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council is saddened by the loss of Robert V. Welch who accomplished much for this community.

SECTION 2. The Council extends its condolences to his wife Carolyn, and to the family.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

PROPOSAL NO. 574, 1992. This proposal, sponsored by Councillors SerVaas, West and Boyd, remembers the life of civic leader John R. Weliever. Councillor Boyd read the resolution and presented a framed document to Mrs. Joyce Weliever. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 574, 1992 was adopted by unanimous voice vote.

Proposal No. 574, 1992 was retitled SPECIAL RESOLUTION NO. 74, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 74, 1992

A SPECIAL RESOLUTION remembering the life of civic leader John R. Weliever.

WHEREAS, John R. Weliever was an outstanding example of a successful businessman who firmly believed that highminded citizens of goodwill have a duty to return a portion of their time and talent to the political and governmental process and to the community; and

WHEREAS, Mr. Weliever served as an advisor to the Governor, actively supported a successful candidate for Marion County Sheriff, agreed to serve as the state's Commissioner of the Department of Administration and later as the Executive Director of the troubled Hoosier Lottery; and

WHEREAS, he served as past presidents of the sheriff's department merit board and the Indiana Restaurant Association, was on the board of the Indiana Automobile Dealers Association, and he helped coach football for young people in Franklin Township and at Little Flower Catholic School; and

WHEREAS, in an ill-fated trip to search for ideas to develop Indiana's newest state park John Weliever lost his life in a tragic airplane crash; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council expresses its sorrow at the untimely loss of one of the city's most astute young businessmen and civic leader John R. Weliever.

SECTION 2. May his life's example of political and governmental involvement serve as a lasting inspiration to others so that both the private and public sectors of this city and state will continue to prosper.

SECTION 3. The Council extends its condolences to his wife Joyce, and to their family.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 581, 1992. This proposal, sponsored by Councillor Coughenour, concerns William P. Bennett, Jr. Councillor Coughenour read the resolution and stated that a framed document would be presented to Mrs. June Bennett at a later date. Joe Thaxton, Manager

of General Maintenance of the Belmont plant, was also present. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 581, 1992 was adopted by unanimous voice vote.

Proposal No. 581, 1992 was retitled SPECIAL RESOLUTION NO. 76, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 76, 1992

A SPECIAL RESOLUTION remembering William P. Bennett Jr.

WHEREAS, William P. Bennett Jr. was an accomplished engineer who was Vice President and Chief Operating Officer of Control Systems Engineering, Inc; and

WHEREAS, since 1985, he and his private firm did much of the instrumentation for the city's Belmont and Southport Advanced Wastewater Treatment Facilities and for other divisions of the Indianapolis Department of Public Works; and

WHEREAS, he provided technical support for new equipment, helped keep in service old devices that are no longer manufactured and made complex repairs
--often at no charge to the city; and

WHEREAS, Mr. Bennett was an experienced pilot, but became a victim in an unfortunate mid-air collision by two airplanes on September 11, 1992; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council expresses its sincere sorrow at the loss of William P. Bennett Jr.

SECTION 2. The family and firm had earned such a high level of respect by the Indianapolis Department of Public Works that the AWT employees personally donated 26 units of blood to aid Mr. Bennett's daughter Julie Bennett, and employee and friend Mark Doucey who were injured in the plane crash.

SECTION 3. The Council extends its condolences to his wife June and to the family.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 575, 1992. This proposal, sponsored by Councillors Beadling and Ruhmkorff, recognizes Hook's Drugs Samaritan Van. Councillor Beadling read the resolution and presented framed documents to Thomas G. Dingley, Assistant Vice President, Public Relations/Sales Promotion, Hook Drugs; Chris Beseler, Vice President, Advertising and Sales Promotions, Hook Drugs; and Rodney Toliver, driver of Hook's Samaritan Van. Mr. Dingley expressed appreciation for the recognition. Councillor Beadling moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 575, 1992 was adopted by unanimous voice vote.

Proposal No. 575, 1992 was retitled SPECIAL RESOLUTION NO. 75, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 75, 1992

A SPECIAL RESOLUTION recognizing Hook's Drugs Samaritan Van.

WHEREAS, on May 8, 1992, Hook's Drugs began a free motorist assistance program with a van equipped for road emergencies that travels a circuit in northeast Indianapolis on I-69, I-465 and I-70 during traffic rush hours; and

WHEREAS, the Hook's Samaritan Van is equipped with radios, car phones and scanners for communication; and motorist assistance aids such as jumper cables, blankets, flares, hose repair kits, fan belts, a lock out kit and other tools; and

WHEREAS, the van had 36 assistances during its first day of patrol, and like the Biblical Good Samaritan, the Hook's van has already helped hundreds of motorists who unexpectedly found themselves in trouble while traveling the busy interstates; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and applauds Hook's Drugs for its emergency van program to help citizens along the interstate highways in a busy portion of Indianapolis.

SECTION 2. The Council especially commends Hook's Drugs President Russell D. Mesalam for instituting the program, and each trained crew member of the Hook's Samaritan Van for their skill, dedication and kindness to motorists in distress.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President stated that Korean War Memorial Way ceremony was held on October 17, 1992. Vermont Street from Capitol Avenue to Alabama Street is now designated as the "Korean War Memorial Way." He introduced Glen Tabor, Raymond Martin and Marge Gutierrez from the Department of Transportation sign department, who made the Korean War Memorial Way signs.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 540, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code establishing a vendor registration fee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 541, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION establishing petty cash and cash change funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 542, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing William Simons to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 543, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$100,000 for the Department of Parks, Parks Management Division, to cover overtime costs"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 544, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$500,000 for the Department of Public Safety, Fire Division, to pay salaries for nine ambulance dispatchers and medical bills for in-line-of-duty injuries"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 545, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$17,328 for the County Sheriff to pay the salaries of two additional dispatchers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 546, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$142,665 of Home Detention User Fees for Community Corrections to cover personnel, equipment and supply costs during the 1992-93 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 547, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by extending the current sewer service and user rates"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 548, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Moss Creek subdivision (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 549, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Franklin Hills Estate subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 550, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Southern Lakes subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 551, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Moorings subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 552, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Villa Avenue and Walker Avenue (District 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 553, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Moller Road and 86th Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 554, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Eagle Creek Parkway and 34th Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 555, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Olney Street and Tuxedo Lane (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 556, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Nowland Avenue and Wallace Avenue (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 557, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at 65th Street and Johnson Road (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 558, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Keystone Avenue and National Avenue (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 559, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at East Riverside Drive and 29th Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 560, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting parking restrictions on a segment of Vermont Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 561, 1992. Introduced by Councillors Williams and Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at Sterling Street and 10th Street (Districts 15, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 562, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at Illinois Street and 14th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 563, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at Pennsylvania Street and 14th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 564, 1992. Introduced by Councillors Brents and Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions for Dr. Martin Luther King, Jr. Street from 10th Street to 29th Street (Districts 9, 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 565, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing (1) intersection controls at Hampton Drive and Sunset Avenue and (2) parking restrictions for Sunset Avenue on both sides from Hampton Drive to Buckingham Drive (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 566, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions for segments of College Avenue and Fairfield Avenue (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 567, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing speed limits for Sunnyside Road from 63rd Street to 75th Street (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 568, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a speed limit on Raymond Street from Shelby Street to Meridian Street (Districts 20, 21, 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 569, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing bus stop zones for Michigan Street and Meridian Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 570, 1992. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the sale of city or county property to an Indiana not-for-profit corporation"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 576, 1992. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$70,000 for the Department of Parks and Recreation, Golf Division, to cover utility and other services costs"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 501 and 502, 1992. Councillor Giffin asked for consent to vote on Proposal Nos. 501 and 502, 1992 together. Consent was given. PROPOSAL NO. 501, 1992. The proposal authorizes the amendment of Special Resolution No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to April 30, 1993. PROPOSAL NO. 502, 1992. The proposal authorizes the amendment of Special Resolution No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division to April 30, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal Nos. 501 and 502, 1992 on October 15, 1992. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal Nos. 501 and 502, 1992 were adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

5 NOT VOTING: *Black, Borst, Coughenour, Golc, Williams*

Proposal No. 501, 1992 was retitled SPECIAL RESOLUTION NO. 77, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 48, 1989, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-6-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 48, 1989 as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Diversified Systems, Inc. (the "Company") which Inducement Resolution set an expiration date of October 31, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of October 31, 1992, contained therein and replacing said date with the date of April 30, 1993.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 502, 1992 was retitled SPECIAL RESOLUTION NO. 78, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 78, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 76, 1991 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of pollution control facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, City-County Special Resolution No. 76, 1991, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed pollution control facilities to be developed by Allison Gas Turbine Division (the "Company") which Inducement Resolution set an expiration date of October 31, 1992 unless the pollution

October 26, 1992

control revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of October 31, 1992 contained therein and replacing said date with the date of April 30, 1993.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 503, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 503, 1992 on October 15, 1992. The proposal renders advice to the Hospital Authority of Marion County concerning the proposed issuance of \$20,500,000 hospital facilities revenue bonds for Sisters of St. Francis Health Services, Inc. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 503, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

3 NOT VOTING: *Coughenour, Rhodes, Williams*

Proposal No. 503, 1992 was retitled SPECIAL RESOLUTION NO. 79, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 79, 1992

A SPECIAL RESOLUTION rendering advice to the Hospital Authority of Marion County regarding financing for Sisters of St. Francis Health Services, Inc.

WHEREAS, the City-County Council of the City of Indianapolis, Indiana, by City-County General Resolution No. 4, 1979, adopted June 4, 1979, created the Hospital Authority of Marion County (hereinafter "Authority") pursuant to the provisions of the Indiana Hospital Authority Act (IC 1971, 5-1-4-1 et seq. as amended); and

WHEREAS, the Judge of the Circuit Court of Marion County, Indiana, duly appointed directors to the Authority, who, after taking their respective oaths of office and qualifying, held various organizational meetings; and

WHEREAS, the directors of the Authority, pursuant to their By-Laws, adopted Rules of Procedure which provide in part that "Prior to the Authority finally authorizing any bond issue, the Authority will seek an advisory resolution from the Indianapolis City-County Council"; and

WHEREAS, the Authority has investigated a request from Sisters of St. Francis Health Services, Inc. (hereinafter "St. Francis") for the Authority to issue its tax exempt hospital revenue bonds in the principal amount of Twenty Million Five Hundred Thousand Dollars (\$20,500,000) to be used by St. Francis for the proposed project principally consisting of the first phase of the construction, installation and equipping of the new South Campus Ambulatory Services Center of St. Francis Hospital Center (which is owned and operated by the St. Francis) containing approximately 245,000 square feet with approximately 97,000 square feet shelled for future needs to be located on a tract of land containing approximately 40 acres located at the southeast

corner of Stop Eleven Road and Emerson Avenue, Indianapolis, Marion County, Indiana (the "Project"). Clinical services and facilities to be provided in the first phase of the Project include ambulatory surgical services, diagnostic radiology services, oncology services, laboratory services, a women's center and an education/conference center. Additionally, administrative, plant operations and general services will be included in the Center; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the issuance by the Hospital Authority of Marion County of its tax exempt hospital revenue bonds in the principal amount of Twenty Million Five Hundred Thousand Dollars (\$20,500,000) for St. Francis is for the benefit of the people of Marion County, Indiana, the increase of said people's commerce, welfare and prosperity and the improvement of their health and living conditions; and

SECTION 2. The City-County Council of the City of Indianapolis, Marion County, Indiana, hereby recommends to the Hospital Authority of Marion County, the approval of the foregoing financing; and

SECTION 3. The Clerk of the City-County Council is hereby instructed to transmit a copy of this Special Resolution to the President of the Hospital Authority of Marion County.

SECTION 4. This resolution shall be in full force and effect upon compliance with IC 36-3-4-14.

PROPOSAL NOS. 577-580, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 22, 1992". The Council did not schedule Proposal Nos. 577-580, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 577-580, 1992 were retitled REZONING ORDINANCE NOS. 114-117, 1992 and are identified as follows:

REZONING ORDINANCE NO. 114, 1992. 92-Z-104 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.
621-627 MASSACHUSETTS AVENUE (approximate address), INDIANAPOLIS.
THEATER ON THE SQUARE, INC., by Zeff A. Weiss, requests the rezoning of 0.16 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for performing arts theater.

REZONING ORDINANCE NO. 115, 1992. 92-Z-106 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
3301 and 3302 SOUTH VILLA AVENUE (approximate address), INDIANAPOLIS.
MELODY COMMUNITIES, INC., requests the rezoning of 17.3 acres, being in the D-11 District, to the D-5II classification to provide for residential development.

REZONING ORDINANCE NO. 116, 1992. 92-Z-107 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.
2940 EAST 56TH STREET, INDIANAPOLIS.
GREGG and MARTHA HUTCHINSON, by Richard C. Kraege, request the rezoning of 0.5 acre, being in the C-3 District, to the C-1 classification to provide for a day nursery.

REZONING ORDINANCE NO. 117, 1992. 92-Z-118 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
211 SOUTH RITTER AVENUE (approximate address), INDIANAPOLIS.
LAST IMAGE INC., by Randall K. Fridlund, requests the rezoning of 0.7654 acre, being in the CS District, to the CS classification to provide for a printing contractor and general office uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 530 and 532, 1992. The President stated that these two proposals would be discussed together. PROPOSAL NO. 530, 1992. The proposal recodifies and amends the Code concerning vehicle taxes. PROPOSAL NO. 532, 1992. The proposal authorizes the issuance and sale of bonds of the City for the reconstruction and repair of streets, roads, curbs and sidewalks and appropriates the sum of \$55,000,000 for such purposes. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 530 and

532, 1992 on October 20, 1992. By a 6-0 vote, the Committee reported Proposal No. 530, 1992 to the Council with the recommendation that it do pass. By a 6-0 vote, the Committee reported Proposal No. 532, 1992 to the Council with the recommendation that it do pass as amended.

Councillor Howard stated that he does not believe that his district will receive its fair share of repair allocations. He also asked that the Director of Transportation and the Indianapolis Police Department meet and discuss how to keep big semi trucks from parking in inner-city neighborhoods.

The President called for public testimony on Proposal No. 530, 1992 at 8:06 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Rhodes, for adoption. Proposal No. 530, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
2 NAYS: *Jimison, Williams*
1 NOT VOTING: *Rhodes*

Councillor Rhodes stated that he will abstain from voting on Proposal Nos. 530, 531 and 532, 1992 due to a potential conflict of interest.

Proposal No. 530, 1992 was retitled GENERAL ORDINANCE NO. 112, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 1992

A GENERAL ORDINANCE recodifying and amending Secs. 2-471, 2-472, 2-473 and 2-474 of the Code concerning vehicle taxes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a new Article V in Chapter 121 (which is a revision and recodification of Chapter 2, Division 3, of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

ARTICLE V. VEHICLE TAXES

Sec. ~~2-471~~ 121-501. Excise surtax.

All passenger cars, trucks of less than eleven thousand (11,000) pounds gross vehicle weight and motorcycles registered in Marion County, that are now subject to an excise tax (in lieu of a property tax) shall also be subject to an annual excise surtax of ten (10) per cent to be paid with the registration of said motor vehicles; however, the annual surtax on a vehicle may not be less than seven dollars and fifty cents (\$7.50).

Sec. ~~2-472~~ 121-502. Wheel Tax.

(a) All of the following six (6) classes of motor vehicles, registered in Marion County, shall be subject to an annual wheel tax as set out in the following schedule, to be paid with the registration of said motor vehicles.

Motor Vehicle Classification	Annual Wheel Tax
(1) Buses	40.00
(2) Recreational vehicles	20.00
(3) Semitrailers	10.00
(4) Tractors	30.00
(5) Trailers	10.00
(6) Trucks	40.00

(b) As provided by IC 6-3.5-5-4, the following motor vehicles are exempt from the annual wheel tax:

- (1) Vehicles owned by the state, a state agency or a political subdivision;
- (2) Buses owned and operated by a religious or nonprofit youth organization and used to haul persons to religious services or for the benefit of their members;
- (3) Vehicles subject to the annual excise surtax.

Sec. ~~2-473~~ 121-503. Distribution of tax revenue.

All of the excise surtax and wheel tax collected on motor vehicles registered in Marion County shall be distributed as provided in IC 6-3.5-5-14 and IC 6-3.5-4-12, and shall be used only to construct, reconstruct, or repair curbs, sidewalks, streets and roads under its jurisdiction.

Sec. ~~2-474~~ 121-504. Sunset provision.

The taxes imposed by sections 2-471 and 2-472 shall not be imposed after January 1, ~~1998~~ 2011, unless readopted by this council. This section is expressly declared severable; and should any court declare this section invalid, the balance of this division shall be effective notwithstanding the invalidity of this section.

SECTION 2. Secs. 2-471, 2-472, 2-473 and 2-474 of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

The President called for public testimony on Proposal No. 532, 1992 at 8:15 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 532, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West*

2 NAYS: *Jimison, Williams*

2 NOT VOTING: *Rhodes, Smith*

Proposal No. 532, 1992 was retitled SPECIAL ORDINANCE NO. 15, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1992

A SPECIAL ORDINANCE of the City of Indianapolis, Indiana (the "City") and the County of Marion, Indiana (the "County"), authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to pay for the construction, reconstruction and repair of streets, roads, curbs and sidewalks within the City's jurisdiction, including all expenses in connection with or on account of the issuance of bonds therefor, and appropriating the sum of Fifty Five Million Dollars (\$55,000,000) for such purposes.

WHEREAS, the Board of Transportation of the City of Indianapolis, Indiana, has found that it would be in the best interest of the City and its citizens to provide for the construction, reconstruction and repair of roads, streets, curbs and sidewalks located within the City's jurisdiction, including, where necessary, the cost of acquiring land or rights-of-way for such purposes (the "Projects"), at an estimated total cost of Fifty Five Million

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Dollars (\$55,000,000), including all expenses necessary and incidental thereto and including all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the costs of the project necessitate a further appropriation, and a request for such appropriation in an amount not to exceed Fifty Five Million Dollars (\$55,000,000) for these purposes has been filed, which request has been approved by the Controller with the recommendation that the total funds necessary to cover the appropriation be obtained by the issuance and sale of revenue bonds of the City; and

WHEREAS, this City-County Council did not include the proceeds of said bonds of the City in the regular budget; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the cost of construction, reconstruction and repair of roads, streets, curbs and sidewalks located within the City's jurisdiction, and the issuance of said bonds designated "City of Indianapolis Transportation Revenue Bonds Series 1992" has been authorized to procure the necessary funds and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of this City-County Council has caused notice of a hearing on said appropriation to be published as required by law; and

WHEREAS, such public hearing on said appropriation was held at the meeting of this City-County Council on October 26, 1992, at 7:00 p.m. E.S.T. in the Public Assembly Room, on the Second Floor of the City-County Building, Indianapolis, Indiana, at which all taxpayers and interested persons had an opportunity to appear and express their views as to such additional appropriation; and

WHEREAS, IC 5-1.4 provides that a "qualified entity", which term includes the City, may issue and sell its bonds to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank"); and

WHEREAS, the Executive Director of the Bond Bank has expressed a willingness to purchase the Bonds (as hereinafter defined) in a negotiated sale subject to approval by the Board of Directors of the Bond Bank; and

WHEREAS, the City-County Council has determined that it will be in the best interest of the City to sell the bonds to the Bond Bank in a negotiated sale; and

WHEREAS, the City-County Council now finds that the Projects are necessary and will be of general benefit to the City of Indianapolis, Indiana, and its citizens; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City shall proceed with the Projects, including all expenses in connection with or on account of the issuance of bonds therefor.

SECTION 2. For the purpose of procuring funds to pay for the Projects, including all expenses in connection with or on account of the issuance of bonds therefor, the City shall enter into a loan in an amount not to exceed Fifty Five Million Dollars (\$55,000,000).

In order to procure the funds for said loan, the Controller of the City is hereby authorized and directed to have prepared and to issue and sell to the Bond Bank the revenue bonds of the City, which bonds of the City shall be designated as "City of Indianapolis Transportation Revenue Bonds, Series 1992", in an amount not to exceed Fifty Five Million Dollars (\$55,000,000) (the "Bonds"). The Bonds shall be issued pursuant to a trust indenture similar in form and substance to the Trust Indenture attached hereto as Appendix 1 (the "Indenture").

The Bonds shall have a final maturity no later than January 1, 2011, in amounts negotiated with the Bond Bank, shall have a net interest cost which does not exceed seven percent (7%), shall be sold at par or with an original issue discount which does not exceed forty percent (40%), shall be in a form similar in substance and content to the forms of the Bonds contained in the Trust Indenture and shall be secured by the irrevocable pledge of the Revenues (as defined in the Indenture).

The Bonds or a portion thereof may be redeemable prior to maturity at a premium not to exceed one hundred three percent (103%) upon terms and conditions as are further detailed through negotiation with the Bond Bank by the Controller of the City (the "Controller") and the Mayor of the City (the "Mayor") consistent with the best interest of the City and the terms of this Ordinance. Bonds redeemed in part may be exchanged for a Bond or Bonds of the same maturity in authorized denominations equal to the remaining principal amount.

SECTION 3. The Clerk of the City-County Council (the "Clerk") shall cause to be posted and published notice of the decision to issue bonds. The Clerk is hereby directed to deliver a certified copy of this Ordinance to the Controller.

SECTION 4. The Controller and the Mayor are hereby authorized and directed to sell the Bonds issued pursuant to the Indenture to the Bond Bank at a negotiated sale.

Prior to delivery of the Bonds, the Controller shall obtain a legal opinion as to the validity of the Bonds and shall furnish such opinion addressed to the Bond Bank. The cost of said opinion shall be considered as part of the costs incidental to these proceedings and shall be paid out of proceeds of the Bonds or the bonds issued by the Bond Bank.

SECTION 5. The City-County Council hereby authorizes and directs the Mayor, the Controller, the Clerk, the Treasurer of the County, ex-officio Treasurer of the City, the Director of the Department of Transportation of the City or any other officer of the City and each of them, for and on behalf of the City, to prepare, execute and deliver any and all other instruments, letters, certificates, agreements and documents as the official executing the same determines is necessary or appropriate to consummate the transactions contemplated by this Ordinance, and such determination shall be conclusively evidenced by the execution thereof. The Indenture, the Bond Purchase Agreement and the Bonds contemplated by this Ordinance shall, upon execution, as contemplated herein, constitute the valid, legal and binding obligations of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 6. The City-County Council hereby approves the Indenture, the forms of Bonds contained therein and the Bond Purchase Agreement by which the Bonds are to be sold to the Bond Bank in the form attached hereto as Appendix 2 and the Mayor is hereby authorized and directed to execute, and the Clerk is hereby authorized and directed to attest and affix the seal of the City to, the Indenture, the Bonds in the forms attached to the Indenture as Exhibits A and B and the Bond Purchase Agreement with such changes and revisions thereto as they deem necessary or appropriate to consummate the transaction contemplated hereby if such changes do not increase the interest rates, principal amount or discount in excess of that authorized in Section 2 or increase the security or revenues pledged in the Indenture as attached hereto, and such execution and attestation shall be conclusive evidence of their approval of such changes and revisions. The Indenture, the Bonds and the Bond Purchase Agreement in the forms executed shall constitute the valid, legal and binding agreements of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 7. The Mayor is hereby authorized to execute the Bonds with his manual or facsimile signature, and the Clerk is hereby authorized to attest the Bonds with her manual or facsimile signature, and cause the seal of the City to be impressed or a facsimile thereof to be printed on the Bonds, all in the form and manner herein provided. Upon the consummation of the sale of the Bonds, the Controller and the Treasurer of the County, ex-officio Treasurer of the City, shall be authorized to receive from the Bond Bank the amount to be paid for the Bonds and deliver the Bonds to the Bond Bank in the manner provided by law.

SECTION 8. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for and on behalf of the County, to prepare, execute and deliver any and all instruments, letters, certificates, agreements or documents as the officer executing the same determines are necessary or appropriate to effect this pledge of the Revenues (as defined in the Indenture) and to consummate the transactions described in this Ordinance and the Appendices hereto, such determination to be conclusively evidenced by such officer's execution thereof.

SECTION 9. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for and on behalf of the County, to take any actions as such officer determines is necessary or appropriate to consummate the transactions contemplated by or to accomplish the purposes of this Special Ordinance, such determination to be conclusively evidenced by such officer's taking of such action.

SECTION 10. After passage and upon execution of the Bond Purchase Agreement by the Mayor and attestation by the City Clerk, this Special Ordinance shall be irrevocable and shall not be amended until all the Bonds, including Additional Bonds (as defined in the Indenture) have been paid in full or are deemed no longer outstanding in accordance with the provisions of said Indenture.

SECTION 11. The proceeds derived from the sale of the Bonds herein authorized to be issued and all investment earnings thereon shall be, and they hereby are, appropriated by the City-County Council for the purpose of procuring funds to pay for the construction, reconstruction and rehabilitation of roads, streets, curbs and sidewalks located within the City's jurisdiction, including, where necessary, the cost of acquiring land or rights-of-way for such purposes, including all expenses in connection with or on account of the issuance of bonds thereof.

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SECTION 12. Such appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the activities described in Section 11 above. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION 13. The Clerk of the City-County Council is hereby authorized and directed to certify a copy of this Special Ordinance together with such other proceedings and actions as may be necessary to the Marion County Auditor for certification to the State Board of Tax Commissioners for the purpose of complying with IC 6-1.1-18-5.

SECTION 14. This Special Ordinance shall rescind and repeal any portions of any special ordinances or general ordinances of the City or County which conflict with the terms hereof if the conflict would have a material adverse impact on the Bonds, the security for the Bonds or the Indenture.

SECTION 15. This Ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

TRUST INDENTURE
BETWEEN
CITY OF INDIANAPOLIS
AND
_____, TRUSTEE

THIS TRUST INDENTURE ("Indenture") dated as of the ____ day of _____, 1992, between the CITY OF INDIANAPOLIS (the "City"), a consolidated city of the first class with home rule powers organized and existing under the laws of the State of Indiana (the "State"), and _____, a banking association duly organized and existing under the laws of _____ and being duly qualified to accept and administer the trusts hereby created and having its principal place of business in the City of Indianapolis, Indiana ("Trustee"),

W I T N E S S E T H:

WHEREAS, the City is authorized by Indiana Code 36-1-4-9 and 6-1.1-20-2, to borrow money and issue bonds;

WHEREAS, the City has determined, and does hereby find, that borrowing the Loan Amount (as defined herein) to finance the costs of the Projects (as defined herein), and the issuance of its Bond (as defined herein) to secure the repayment of the Loan Amount are necessary for the public good;

WHEREAS, the City has by ordinance authorized the issuance of the Bond, and, in order to provide terms for the Bonds and to secure the Bonds and to provide for their authentication and delivery by the Trustee, the City has duly authorized the execution and delivery of this Indenture; and

WHEREAS, the City will through its Department of Transportation use the proceeds from the sale of the Bond for the purposes of constructing, reconstructing and repairing streets, roads, curbs and sidewalks under the City's jurisdiction; and

WHEREAS, pursuant to IC 6-3.5-4, et seq. (the "Motor Vehicle Excise Tax Act") and IC 6-3.5-5, et seq. (the "Wheel Tax Act") (collectively, the "Wheel Tax Act"), the City receives each month a distribution from the County Treasurer of Marion County of the proceeds of the Wheel Tax Act (the "Wheel Tax Distributions"); and

WHEREAS, the City has herein irrevocably pledged all the Wheel Tax Distributions to secure the Bond; and

WHEREAS, pursuant to IC 8-14-1, et seq. (the "Motor Vehicle Highway Account") and 8-14-2-4 (the "Local Road and Street Account") (collectively, the "Motor Fuel Tax Act") the City and the County receive from the State Auditor monthly distributions of the proceeds of the Motor Fuel Tax Act (the "Motor Fuel Tax Distributions"); and

WHEREAS, the City has herein irrevocably pledged all the Motor Fuel Tax Distributions to secure the Bond; and

WHEREAS, all things have been duly authorized and done by the City which are necessary to make the Bond, when executed by the City and authenticated and delivered by the Trustee hereunder, the legal, valid and binding obligation of the City, and to constitute this Indenture a legal, valid and binding trust indenture securing the payment of principal of, premium, if any, and interest on the Bonds and a contract to secure the Bonds, all in accordance with the terms of the Bond and this Indenture;

THIS INDENTURE WITNESSETH, the City, in consideration of the premises and of the mutual covenants herein contained; and of the purchase and acceptance of the Bond by its Owner (as defined herein), and for

the purpose of fixing and declaring the terms and conditions upon which the Bond is to be issued, authenticated, delivered, secured and accepted by all persons who shall from time to time be or become Owners, in order to secure the payment of all Bonds at any time issued and outstanding hereunder and the interest thereon according to their tenor, purpose and effect, and in order to secure the performance and observance of all of the covenants, agreements and conditions therein and herein contained, has executed and delivered this Indenture and has pledged and by these presents does hereby pledge, grant a security interest in and assign to the Trustee and its successors in trust and assigns forever, the Revenues (as defined herein), the Accounts established by Article IV and the earnings thereon except the Rebate Account (as defined herein), (such Accounts to be used as stated in this Indenture), and any and all other property that may from time to time by delivery or writing be subjected to the lien of this Indenture as security for the payment of the principal of, premium, if any, and interest on the Bonds and as security for the satisfaction of any other obligation assumed by it in this Indenture in connection with such Bonds to be effective without the recording of this Indenture or any other instrument; and it is mutually agreed and covenanted by and between the parties hereto for the equal and proportionate benefit and security of all and singular the present and future Owners of the Bonds issued and to be issued under this Indenture, without preference, priority or distinction as to lien or otherwise, except as hereinafter otherwise provided, of any one Bond over any other Bond by reason of priority in the issuance, sale or negotiation thereof or otherwise.

TO HAVE AND TO HOLD all said property of every kind and description, real, personal, or mixed, hereby and hereafter (by supplemental indenture or otherwise) granted, bargained, sold, lien, conveyed, assigned, transferred, pledged, set over, or confirmed as aforesaid, or intended, agreed, or covenanted so to be, together with all the appurtenances thereto (said properties including any cash and securities hereafter deposited or required to be deposited with the Trustee being herein collectively referred to as the "Trust Estate") unto the Trustee and its successors and assigns forever;

UPON CONDITION that, if the City, its successors or assigns, shall well and truly pay, or cause to be paid, the principal of, premium, if any, and interest on the Outstanding Bonds according to the true intent and meaning thereof, or there shall be deposited with the Trustee such amounts in such form and in order that none of the Bonds shall remain Outstanding, and shall pay or cause to be paid to the Trustee all sums of money due or to become due to it in accordance with the terms and provisions hereof, then upon the full and final payment of all such sums and amounts secured hereby or upon such deposit, this Indenture and the rights, titles, liens, security interests, and assignments herein granted shall cease, determine, and be void and this Indenture shall be released by the Trustee in due form at the expense of the City, except only as herein provided; otherwise this Indenture to be and remain in full force and effect;

AND IT IS HEREBY COVENANTED AND DECLARED that all the Bonds are to be authenticated and delivered by the Registrar and Paying Agent (hereinafter defined) and the Trust Estate is to be held and applied by the Trustee, subject to the further covenants, conditions, and trusts hereinafter set forth, and the City does hereby covenant and agree, for the equal and proportionate benefit of the Bonds except as herein otherwise expressly provided, as follows:

ARTICLE I DEFINITIONS AND OTHER PROVISIONS OF GENERAL APPLICATION

Section 1.01. Definitions. In addition to words and terms elsewhere defined in this Indenture, the following words and terms as used in this Indenture and in the Bonds shall have the following meanings unless some other meaning is plainly intended:

"Accounts" means the accounts (including any subaccounts therein) created pursuant to Article IV hereof.

"Act" means Indiana Code 36-3-1 et seq. as amended from time to time.

"Act of an Owner" when used with respect to any Owner or Owners of Bonds has the meaning stated in Section 1.03 hereof.

"Additional Bonds" means obligations of the City issued pursuant to Section 2.13 hereof.

"Additional Bonds Test" means the test so described in Section 2.13 hereof.

"Authorized Officer" means as to City, the person acting as the chief executive officer or the Controller of City, or any person duly appointed to act in such officer's place and stead, and as to the Trustee, any Vice President or Trust Officer.

"Bond" means the Series 1992 Bond.

"Bond Bank" means the Indianapolis Local Public Improvement Bond Bank, a body corporate and politic separate from the City in its corporate capacity existing pursuant to the laws of the State and its successors and assigns.

"Bond Bank Bonds" means the Indianapolis Public Improvement Bond Bank Transportation Revenue Bonds, Series 1992C.

"Bond Bank Indenture" means the Trust Indenture dated _____ between the Bond Bank and _____, as Trustee.

"Bond Documents" means any or all of the following as the context may require, the Bond, this Indenture and the Bond Purchase Agreement.

"Bond Ordinance" means City-County Special Ordinance No. _____, adopted _____, 1992, and authorizing the issuance of the Bond.

"Bond Payments" means payments of the principal of, premium, if any, and interest on the Bonds pursuant to its terms and the terms of this Indenture.

"Bond Purchase Agreement" means a certain Bond Purchase Agreement between the City and the Bond Bank dated as of _____, 1992.

"Bond Register" shall have the meaning stated in Section 2.18 hereof.

"Bond Year" means a 12-month period commencing on _____ of each calendar year and ending on _____ of that calendar year.

"Bonds" means the Series 1992 Bond and any Additional Bonds authenticated and delivered pursuant to this Indenture where the context so requires.

"Business Day" means any day other than a Saturday, Sunday, or legal holiday on which banking institutions in either Indianapolis, Indiana, or New York, New York, are authorized or required by law to close or on which the New York Stock Exchange is authorized or required by law to close.

"City" means the City of Indianapolis, a consolidated city of the first class organized and existing pursuant to the laws of the State, particularly the Act, and its successors and assigns.

"Code" means the Internal Revenue Code of 1986, as amended from time to time, and the regulations from time to time promulgated or proposed thereunder.

"Construction Account" means the Account by that name created by Article IV hereof.

"Cost of Issuance Account" means the Account by that name created by Article IV hereof.

"County" means Marion County, Indiana.

"County Treasurer" means the Treasurer of the County.

"Event of Default" has the meaning stated in Article VII hereof.

"Government Obligations" means (a) direct obligations of the United States of America; (b) obligations guaranteed as to principal and interest by the United States of America or any federal agency whose obligations are backed by the full faith and credit of the United States of America, including but not limited to: Department of Housing and Urban Development, Export-Import Bank, Farmers Home Administration, Federal Financing Bank, Federal Housing Administration, Maritime Administration, Small Business Administration, which obligations include but are not limited to certificates or receipts representing direct ownership of future interest or principal payments on obligations described in clause (a) or in this clause (b) and which are held by a custodian in safekeeping on behalf of the holders of such receipts; (c) securities evidencing ownership interests in open-end management type investment companies or investment trusts registered under the Investment Company Act of 1940, as amended, whose investments are limited to the obligations described in clauses (a) and (b) and to repurchase agreements fully collateralized by such obligations; and (d) obligations of any state of the United States or any political subdivision thereof, the full payment of principal of, premium, if any, and interest on which (i) is unconditionally guaranteed or insured by the United States of America, or (ii) is provided for by an irrevocable deposit of the securities described in clause (i) to the extent such investments are permitted by law..

"Holder" when used with respect to any Bonds means the registered owner of Bonds. "Bondholder" means a Holder of a Bond.

"Indenture" means this instrument as originally executed, including the Exhibits hereto, or as the same may from time to time be supplemented, modified, or amended by one or more Supplemental Indentures entered into pursuant to the applicable provisions hereof.

"Interest Payment Date" means each ____ and ____ beginning ____, 19__.

"Investment Agreement" means any agreement providing for the investment of moneys held by the Trustee on behalf of the City under certain Accounts.

"Investment Securities" means any of the following to the extent such investments are permitted by law: (a) Government Obligations; (b) certificates of deposit fully and promptly secured at all times by Government Obligations; provided, that such certificates are with commercial banks, savings and loan associations, mutual savings banks, or credit unions, including the Trustee, which are eligible depositories for State of Indiana deposits under Indiana Code 5-13; (c) certificates of deposit, savings accounts, deposit accounts or depository receipts of commercial banks, savings and loan associations, mutual savings banks, or credit unions, including the trustee, which are eligible depositories for State of Indiana deposits under Indiana Code 5-13, and which are fully insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration; (d) bankers acceptances of commercial banks, savings and loan associations or mutual savings banks, including the Trustee, which are eligible depositories for State of Indiana deposits under Indiana Code 5-13, and which mature not more than one (1) year after the date of purchase; provided such commercial banks, savings and loan associations, or mutual savings banks (as opposed to their holdings companies) must be rated for unsecured debt at the time of purchase of the investments at least in the two highest rating categories by every Rating Agency which maintains a rating on the Bonds; (e) investment agreements issued by entities rated in the two full highest categories by a nationally recognized rating agency at the time of execution; (f) shares of mutual funds that invest only in Government Obligations that are rated in the highest category by every Rating Agency which maintains a rating on the Bonds; and (g) the Investment Agreement or a replacement investment agreement issued by a provider with at least a minimum "A" rating by every rating agency that maintains a rating on the Bonds.

"Loan Amount" means \$ _____.

"Maturity" when used with respect to any Bond means the date on which the principal of such Bond becomes due and payable as therein or herein provided, whether at the stated maturity, by declaration of acceleration or call for redemption or otherwise.

"Officer's Certificate" means a certificate executed by an Authorized Officer.

"Opinion of Counsel" means an opinion of nationally recognized bond counsel or counsel to the City, as specified herein.

"Outstanding" when used with respect to Bonds means, as of the date of determination, all Bonds theretofore authenticated and delivered under this Indenture, except:

(A) Bonds theretofore delivered to the Trustee for cancellation and cancelled by the Trustee;

(B) Bonds for the payment or redemption of which money in the necessary amount has been theretofore deposited with the Trustee in trust for the Owners of such Bonds, provided that, if such Bonds are to be redeemed, notice of such redemption has been duly given pursuant to this Indenture, or waived, or provision therefor satisfactory to the Trustee has been made;

(C) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered under this Indenture;

(D) Bonds alleged to have been mutilated, destroyed, lost, or stolen which have been paid or replaced as provided in Section 2.14; and

(E) Bonds for the payment of the principal of, premium, if any, and interest on which money or Government Obligations or both are held by the Trustee or an escrow agent with the effect specified in Article X.

"Owner", when used with respect to any Bond, means the person in whose name such Bond is registered in the Bond Register.

"Paying Agent" and "Registrar" means the Trustee or any other entity so designated in writing pursuant to the terms hereof.

"Projects" means generally the construction, reconstruction, and repair of streets, roads, curbs and sidewalks located within the City.

"Rating Agency" means Fitch, Moody's Investor's Service, Inc. or Standard & Poor's Corporation. Rating Agency also means any nationally recognized securities rating organization other than Fitch, Moody's Investor's Service, Inc. or Standard & Poor's Corporation designated by the City by notice to the Trustee.

"Rebate Account" means the Account by that name created by Article IV hereof.

"Rebate Certificate" means the City Transportation Revenue Bonds, Series 1992 Rebate Certificate dated as of _____, 1992.

"Record Date" means the fifteenth day of the month prior to any Interest Payment Date.

"Revenues" means all Wheel Tax Distributions received by the City and ninety percent (90%) of all Motor Fuel Tax Distributions received by the City or the County.

"Serial Bonds" means Bonds which mature in annual or semi-annual installments of principal (which need not be equal) and not pursuant to Sinking Fund Installments.

"Series" means a series of Bonds authorized by this Indenture or any Supplemental Indenture.

"Series 1992 Bond" means the City of Indianapolis Transportation Revenue Bonds, Series 1992 authorized by Section 2.01 hereof.

"Supplemental Indenture" means an indenture of the City entered into in accordance with the terms and provisions of Article IX of this Indenture.

"State" means the State of Indiana.

"Trustee" means the person or entity named as the Trustee in Section 6.01 of this instrument until a successor Trustee shall have become such pursuant to the applicable provisions of this Indenture, and, thereafter, Trustee means such successor Trustee.

"Trust Estate" has the meaning stated in the Granting Clauses hereof.

Section 1.02 Interpretation. (A) In this Indenture, unless the context otherwise requires:

- (1) the terms "hereby", "hereof", "hereto", "herein", "hereunder" and any similar terms, as used in this Indenture, refer to this Indenture, and the term "heretofore" means before, and the term "hereafter" means after, the date of adoption of this Indenture;
- (2) words of the masculine gender mean and include correlative words of the feminine and neuter genders and words importing the singular number mean and include the plural number and vice versa;
- (3) words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations and other legal entities, including public bodies, as well as natural persons;
- (4) any headings preceding the texts of the several Articles and Sections of this Indenture, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this Indenture, nor shall they affect its meaning, construction or effect;
- (5) this Indenture shall be governed by and construed in accordance with the applicable laws of the State;
- (6) references to the payment of the Bonds shall be deemed to include references to the payment of interest accrued thereon until the maturity date or the redemption date;
- (7) any reference in this Indenture to principal or interest on Bonds which is payable on a certain date or during a certain period is reference to an amount payable on such date (including the applicable premium, if any, with respect to any Bond which has been called for redemption) or during such period and does not include the obligation to pay any principal or interest after such date or period.

(B) Nothing in this Indenture expressed or implied is intended or shall be construed to confer upon, or to give to, any person, other than the City, the Trustee and the Owners of the Bonds, any right, remedy or claim under or by reason of this Indenture or any covenant, condition or stipulation hereof.

(C) If any one or more of the covenants or agreements provided herein on the part of the City or Trustee to be performed should be contrary to law, then such covenant or agreement shall be deemed separable from the remaining covenants and agreements hereof and shall in no way affect the validity of the other provisions of this Indenture or of the Bonds.

Section 1.03. Acts of Owners. (A) Any request, demand, authorization, direction, notice, consent, waiver, or other action provided by this Indenture to be given or taken by Owners may be embodied in and evidenced by one or more instruments of substantially similar tenor signed by such Owners in person or by an agent duly appointed in writing, and, except as herein otherwise expressly provided, such action shall become effective when such instrument or instruments are delivered to the Trustee and, if hereby expressly required, to the City. Such instrument or instruments and the action embodied therein and evidenced thereby are herein sometimes referred to as the Act of an Owner signing such instrument or instruments. Proof of execution of any such instrument or of writing appointing any such agent shall be sufficient for any purpose of this Indenture and conclusive if made in the manner provided in this Section.

(B) The fact and date of the execution by any person of any such instrument or writing shall be provided by the affidavit of a witness of such execution or by the certificate of any notary public or other officer authorized by law to take acknowledgments of deeds, certifying that the individual signing such instrument or writing acknowledged to him the execution thereof. Whenever such execution is by an officer of a corporation or a member of a partnership on behalf of such corporation or partnership, such certificate or affidavit shall also constitute sufficient proof of his authority.

(C) The ownership of Bonds shall be proved by the Bond Register.

(D) Any request, demand, authorization, direction, notice, consent, waiver, or other action by the Owner of any Bond shall bind every future Owner of the same Bond and the Owner of every Bond issued upon the transfer thereof, or in exchange therefor or in lieu thereof, in respect of anything done or suffered to be done by the Trustee or the City in reliance thereon, whether or not notation of such action is made upon such Bond.

Section 1.04. Exhibits. All exhibits to this Indenture, either as originally existing or as the same may from time to time be supplemented, modified or amended, are incorporated herein by this reference. Exhibits attached hereto are:

Exhibit A Form of Bond

(End of Article I)

ARTICLE II TERMS AND PROVISIONS OF THE ISSUANCE OF THE BONDS

Section 2.01. Principal Amount, Designation and Series. The Bond shall be designated as the City of Indianapolis Transportation Revenue Bond, Series 1992 in the principal amount of \$_____, fully registered in accordance with Section 2.18 hereof and issued as a single typewritten bond in the form attached hereto as Exhibit A.

Section 2.02. Purpose. The Bond is being issued to provide funds for deposit in the Accounts established pursuant to this Indenture in order to make funds available to pay the costs of construction of the Projects and related expenditures incident thereto including the costs of issuing the Bonds.

Section 2.03. Issue Date. The issue date of the Bond is the ____ day of _____, 1992.

Section 2.04. Maturities and Interest Rates. (A) The Bond shall mature in the amounts and on the dates set forth below, and shall bear interest payable semi-annually on _____ 1 and _____ 1 of each year beginning _____ 1, ____ at the following per annum interest rates:*

Maturity Dates	Amount	Rate
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*or in such other amounts and at such other times as is necessary to match the maturities and amounts of the Bond Bank Bonds.

Section 2.05. Registrar and Paying Agent. The Trustee is hereby appointed the Registrar and Paying Agent for the Bonds.

Section 2.06. Sale of Bond. The Bond shall be sold in accordance with the Bond Purchase Agreement therefor, at such price, in such manner and on the terms and conditions and upon the basis of the representations set forth therein.

Section 2.07. Delivery. After its execution as herein provided, the Bond shall be authenticated by the Trustee and shall be delivered to the purchaser thereof in accordance with the Bond Purchase Agreement.

Section 2.08. Payment of Principal and Interest on the Bond. Interest on the Bond may be paid by or on behalf of the City by a transfer of funds from the Revenue Account on the Interest Payment Date to the Owner thereof as determined by reference to the name and address on the Bond Register on the Record Date. Interest shall be calculated on the basis of a 360-day year and a 30-day month. Principal of and premium, if any, on the Bond shall be paid upon presentation and surrender of the Bonds at the principal corporate trust office of the Registrar and Paying Agent.

Section 2.09. Source of Payment of Bonds. The Bonds and all payments by the City hereunder are limited obligations of the City and are payable solely out of the Trust Estate or other moneys provided for such purpose by the City as authorized by the Constitution and laws of the State.

Section 2.10. Execution. The Bonds shall be executed in the name of the City by the manual or facsimile signature of its Mayor, shall have impressed or imprinted thereon the official seal of the City or a reproduced facsimile thereof and shall be attested by the manual or facsimile signature of the City Clerk. In case any officer of the City who shall have signed or sealed any Bond shall cease to be such officer before such Bond shall have actually been authenticated by the Trustee or delivered and issued, such Bond may be authenticated, delivered and issued with the same effect as though the person who had signed and sealed such Bond had not ceased to be an officer of the City.

Section 2.11. Authentication. Only Bonds authenticated by the endorsement thereon of a certificate of authentication manually executed by an Authorized Officer of the Trustee, shall be valid for any purpose, or be secured by this Indenture, or be entitled to any benefit hereunder; and every certificate of the Trustee upon any Bond purporting to be secured hereby shall be conclusive evidence that such Bond so authenticated has been duly authenticated and delivered hereunder.

Section 2.12. Delivery. The Bond shall be delivered upon the written request of the City to the Bond Bank and upon receipt by the Trustee of the purchase price thereof as set out in the Bond Purchase Agreement and receipt by the Trustee of the following items:

(A) A Bond Ordinance of the City authorizing the execution and delivery of the Bond Documents, the authentication and delivery of the Bond and the lending of the proceeds thereof to the Department of Transportation pursuant to the Ordinance.

(B) An Opinion of Counsel stating that the Bond, when executed by the City and authenticated and delivered by the Trustee, will be the legal, valid, and binding obligation of the City entitled to the benefits of and secured by the lien of this Indenture equally and ratably.

(C) An Officer's Certificate of the City dated the date of the authentication and delivery of the Bonds and stating that, if the Bond was then Outstanding, no Event of Default would exist and that the conditions precedent provided for in this Indenture relating to the authentication and delivery of the Bond have been complied with.

(D) An executed copy of this Indenture.

Provided that the Trustee shall have no duty to inquire into the accuracy, completeness, or validity of any of the foregoing. The Trustee shall disburse the amounts received as provided in Article IV upon delivery of the Bond.

Section 2.13. Additional Bonds. (A) One or more Series of bonds in addition to the Bond (herein referred to as "Additional Bonds") may be authenticated and delivered from time to time for the purpose or purposes of financing additional Projects or for the purpose of refunding all or a portion of the Outstanding Bonds. Additional Bonds may only be issued as provided in this section.

(B) Prior to the authentication and delivery of Additional Bonds, the Trustee shall receive:

(i) The written request required by Section 2.12 hereof;

- (2) A Supplemental Indenture executed by the City and the Trustee authorizing the issuance of such Additional Bonds, specifying the terms thereof, and providing for the disposition of the proceeds of the sale of the Additional Bonds; and
- (3) The purchase price for the Additional Bonds;
- (4) An Officer's Certificate of the City certifying that the Additional Bonds Test set forth in Section 2.13(C) or 2.13(D) hereof have been met.
- (5) An opinion of nationally recognized bond counsel to the effect that the issuance and sale of Additional Bonds will not result in loss of the exclusion of the interest on the Bonds and any Outstanding Additional Bonds from gross income of the Holders for federal income tax purposes.

(C) No Additional Bonds may be issued hereunder unless the conditions set forth in this Section 2.13(C) or in Section 2.13(D) are met:

- (1) There is no default existing in Bond Payments;
- (2) All deposits required to be made to the Revenue Account have been made;
- (3) The sub-accounts in the Debt Service Reserve Account associated with each Series of Bonds contain moneys equal to the Debt Service Reserve Requirement.
- (4) On the date the contract is made to sell such Additional Bonds, the total amount of the Revenues shall equal or exceed two times the maximum annual debt service requirements for all Bonds to be outstanding following the issuance of the Additional Bonds. For purposes of this subsection, Revenues shall be equal to the amount of such moneys received by the City and the County and from the Motor Fuel Tax Distributions by the City and from the Wheel Tax Distributions in the immediately preceding twelve (12) calendar months for which information is available. The amount of such Revenues shall be certified by an Authorized Officer of the City. The maximum annual debt service requirements for the purposes of this subsection shall be the maximum amount required to be deposited in the Revenue Account in the Bond Year of the calculation or any subsequent Bond Year. With respect to Bonds which will bear interest at variable rates, the deposits for purposes of this subsection shall be calculated with respect to interest as if the Bonds would bear interest at the lower of (i) the maximum rate which those Bonds may bear pursuant to law or (ii) the rate set forth in the applicable Supplement Indenture; provided, however, that Additional Bonds bearing interest at variable rates may be issued only if evidence is provided in writing to the Trustee that any rating assigned to the Outstanding Bonds by any Rating Agencies will not be downgraded as a result of the issuance of such Additional Bonds. With respect to Bonds for which there is a mandatory redemption or similar requirement which is provided to be paid through a Credit Support Instrument, the deposits shall be calculated in respect of principal on the basis of scheduled payments of principal (at maturity or pursuant to Sinking Funds Installments) and not pursuant to the redemption or similar requirements provided so to be paid through such an Instrument.

(D) Notwithstanding any other provision of this Section, the City may issue Additional Bonds (i) to pay, purchase, redeem or refund Bonds if there will be in the judgment of City no money available to make payments of interest on or principal of those Bonds (at maturity or on Sinking Fund Installment dates or pursuant to other mandatory redemption or purchase obligations) as such amounts come due; (ii) to pay, purchase, redeem or refund any Bonds if the total amount of the required deposits in the Revenue Account with respect to all Bonds after the issuance of the Additional Bonds will be not in excess of such required deposits for all Bonds Outstanding prior to the issuance of those Additional Bonds in each Bond Year in which any of those Bonds Outstanding prior to the issuance are to remain outstanding.

(E) Any Additional Bonds issued in accordance with the terms and conditions of this section shall be secured by this Indenture and shall be equally and ratably payable from the but such Additional Bonds shall bear such date or dates, such interest rate or rates and have such maturities, redemption dates, denominations and premiums as may be agreed upon between the City and the Bond Bank.

Section 2.14. Mutilated, Lost, Stolen or Destroyed Bonds. In case any temporary or definitive Bond issued hereunder shall become mutilated, lost, stolen or destroyed, the City, in its discretion, may execute, and the Registrar and Paying Agent shall thereupon authenticate and deliver, a new Bond of like tenor, amount, maturity and date, and bearing the same or a different number in exchange and substitution for and upon the cancellation of the mutilated Bond, or in lieu of and substitution for such lost, stolen or destroyed Bond. If any such Bond shall have matured or shall be about to mature, the City may pay such Bond without surrender thereof. In every case, the applicant shall furnish evidence satisfactory to the Trustee and the Registrar and Paying Agent of the destruction, theft or loss of such Bond and indemnity satisfactory to the Trustee and the Registrar and Paying

Agent. The Registrar and Paying Agent may charge for the issuance of such new Bond an amount sufficient to reimburse the Trustee for the expense incurred by it in the issuance thereof.

Section 2.15. Equality of Lien. The pledges and covenants herein set forth to be performed by the City and the Trustee shall be for the equal benefit, protection and security of the Owners of all the Bonds, all of which, without regard to the times of their issuance, their series, or their maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds over any other, except as expressly provided in or permitted by this Indenture.

Section 2.16. Indenture to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall hold the same from time to time, the provisions of this Indenture shall be a part of the contract of the City with the Owners of Bonds and shall be deemed to be and shall constitute a contract among the City, the Trustee and the Owners from time to time of the Bonds. The pledges and assignments made hereby and the provisions, covenants and agreements herein set forth to be performed by or on behalf of the City shall be for the equal benefit, protection and security of the Owners of any and all of such Bonds, each of which, regardless of the time of its issue or maturity, shall be of equal rank without preference, priority or distinction over any other thereof.

Section 2.17. Exchangeability of Bonds. Bonds, upon surrender thereof at the principal or corporate trust office of the Registrar and Paying Agent with a written instrument of transfer satisfactory to the Trustee, duly executed by the Owner thereof or his duly authorized attorney, may at the option of the Owner thereof, and upon payment by such Owner of any charges which the Trustee, the Registrar and Paying Agent or the City may make as provided in Sections 2.14 and 2.20, be exchanged for an equal aggregate principal amount of Bonds of the same Series and maturity of any of the authorized denominations of such Series.

Section 2.18. Negotiability, Transfer and Registration. All Bonds shall be negotiable subject to the provisions for registration, transfer and exchange contained in this Indenture and in the Bonds. So long as any of the Bonds shall remain Outstanding, the City shall cause books for the registration, transfer and exchange of Bonds (the "Bond Register") to be maintained by the Registrar and Paying Agent at its principal or corporate trust office. The City shall register or cause to be registered in such books, and permit to be transferred thereon, under such reasonable regulations as it, the Trustee or the Registrar and Paying Agent may prescribe, all Bonds, and so long as any of the Bonds remain Outstanding, the City shall make all necessary provisions to permit the exchange of Bonds at the principal or corporate trust office of the Registrar and Paying Agent.

Section 2.19. Transfer of Bonds. (A) Each Bond shall be transferable only upon the Bond Register by the Owner thereof in person or by his attorney duly authorized in writing, upon surrender thereof together with a written instrument of transfer duly executed by the Owner or his duly authorized attorney satisfactory to the Registrar and Paying Agent who shall act as transfer agent. Upon the transfer of any Bond, the City shall issue in the name of the transferee a new Bond or Bonds of the same aggregate principal amount, Series and maturity as the surrendered Bond.

(B) The City, the Trustee and the Registrar and Paying Agent may deem and treat the person in whose name any Bond shall be registered on the Bond Register as the absolute Owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal or redemption price, if any, of and interest on such Bond, for notices required hereunder and for all other purposes and all such payments so made to any such registered Owner shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the Trustee shall be affected by any notice to the contrary.

Section 2.20. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Bonds is exercised, the City shall execute and the Registrar and Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Indenture. For every such exchange or transfer of Bonds, whether temporary or definitive, the City, the Registrar and Paying Agent or the Trustee may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer otherwise the transfer shall be without charge. The Registrar and Paying Agent shall not be obligated to make any such exchange or transfer of Bonds (i) on or after any Record Date and prior to the next Interest Payment Date, (ii) during the forty-five days preceding the date of any proposed redemption of Bonds, or (iii) during the period of thirty days prior to mailing of a notice of redemption of any Bonds.

Section 2.21. Cancellation and Destruction of Bonds. All Bonds paid or redeemed, either at or before maturity shall be delivered to the Registrar and Paying Agent when such payment or redemption is made, and such Bonds, together with all Bonds purchased by the Trustee, shall thereupon be promptly cancelled. Bonds so cancelled may be destroyed by the Registrar and Paying Agent, who shall prepare a certificate of destruction executed by an Authorized Officer describing the Bonds so destroyed which shall be filed with the City.

Section 2.22. Form of the Bond. The Bond, the Trustee's Certificate of Authentication thereon and the form of assignment shall be substantially in the form attached hereto as Exhibit, the omissions to be appropriately completed prior to delivery of the Bond.

(End of Article II)

ARTICLE III
REDEMPTION OF BONDS

Section 3.01. Redemption of the Bond. The Bond is subject to redemption prior to maturity upon the direction of the City in whole or part on any date commencing _____, at the redemption price and subject to the terms as set forth in the Bond Bank Indenture.

Section 3.02. Notice of Redemption. (A) When the Trustee shall receive notice from the City of its election to redeem any portion of the Bond or when the City is required to redeem the Bond pursuant to the provisions hereof, the Trustee shall give notice of the redemption by first-class mail, unless waived by any Owner of the Bond. Such notice shall specify the maturities of the Bond to be redeemed, the redemption date and the place or places where amounts due upon such redemption will be payable. Such notice shall further state that on such date there shall become due and payable upon each maturity of the Bond to be so redeemed, the redemption price thereof together with interest accrued to the redemption date, and that from and after such date interest with respect to such maturities shall cease to accrue and be payable. The Trustee shall mail a copy of such notice, postage prepaid, by certified mail, not less than 45 days before the redemption date to the Owner of the Bond, at the last address appearing upon the Bond Register.

(B) Failure to give any notice described above for redemption by mailing or any defect therein, shall not affect the validity of any proceedings for the redemption of the Bond, provided that the Owner of the Bond becomes aware of the City's intent to redeem bonds in time to comply with the redemption provisions set forth in Article III of the Bond Bank Indenture. The Bond will cease to bear interest for the maturities to be redeemed on the specified redemption date, and shall no longer be protected by this Indenture and shall not be deemed to be Outstanding under the provisions of this Indenture, provided that funds for such redemption are on deposit at the place of payment at that time.

(End of Article III)

ARTICLE IV
ACCOUNTS

Section 4.01. Establishment of Accounts. The City hereby establishes and creates the following special trust accounts:

- (1) City of Indianapolis Construction Account ("Construction Account").
- (2) City of Indianapolis Revenue Account ("Revenue Account").
- (3) City of Indianapolis Rebate Account ("Rebate Account").
- (4) City of Indianapolis Cost of Issuance Account ("Cost of Issuance Account").
- (5) City of Indianapolis Debt Service Reserve Account ("Debt Service Reserve Account").

Section 4.02. Identification of Accounts. All such Accounts shall be held and maintained by the Trustee and shall be identified by the City and the Trustee in such manner as to distinguish such Accounts from the accounts established by the City for any other of its obligations. All moneys or securities held by the Trustee pursuant to this Indenture shall be held in trust and applied only in accordance with the provisions of this Indenture. The City or the Trustee may establish such subaccounts of the Accounts as they may in their discretion determine to be appropriate to comply with the provisions of this Indenture, but such designation shall not affect the characterization of moneys held in any such subaccounts as being held in the Account related thereto for purposes of this Indenture.

Section 4.03. Construction Account. (A) There shall be deposited in the Construction Account: (i) \$___ from the proceeds of the sale of the Bond; and (ii) any other amounts required to be deposited therein pursuant to this Indenture.

(B) The Trustee shall apply moneys in the Construction Account to the costs of the Projects including, but not limited to, the following items:

- (1) the cost of constructing the Projects;
- (2) the cost of acquisition of all land, rights-of-way, property, rights, easements and any other legal or equitable interests acquired by the Authority for constructing the Projects including the cost of any relocations incident to the acquisition;
- (3) the cost of demolishing or removing any buildings, structures or improvements on property acquired by the City, including the cost of:
 - (a) acquiring any property to which the buildings, structures or improvements may be moved; or
 - (b) acquiring any property which may be exchanged for property acquired by the Authority.
- (4) capitalized interest;
- (5) engineering and legal expenses, costs of plans, specifications, surveys, estimates and any necessary feasibility studies;
- (6) other expenses necessary or incident to determining the feasibility or practicability of constructing any Projects;
- (7) administrative expenses of the City relating to the Projects financed by bonds or notes;
- (8) reimbursement of the City for:
 - (a) any cost, obligation or expense incurred by the City relating to the Projects;
 - (b) advances relating to the Projects from the City for surveys, borings, preparation of plans and specifications, or engineering services; or
 - (c) any other cost of construction incurred by the City or paid from advances;
- (9) other expenses the City finds necessary or incident to the construction of the Projects, the financing of the construction and the placing of the Projects in operation.
- (10) Transfer of funds at any time to the Rebate Account in order that the amount on deposit therein shall be equal to the Rebate Amount (as defined in the Rebate Certificate).

(C) Moneys remaining in the Construction Account on the earlier of the completion of the Projects, as evidenced by a Certificate of Completion executed by the City, or the date which is three (3) years after the date of this Indenture shall be (i) placed in an escrow account; (ii) invested in a manner which will not cause the Bond to become an "arbitrage bond" under § 148 of the Code; and (iii) used to redeem Bonds on the first date the Bond is redeemable hereunder pursuant to Section 3.01 hereof.

All payments from the Construction Account shall be made by the Trustee upon presentation of a certificate from an architect or engineer stating that the work has been completed or the materials have been furnished, approved in writing by an Authorized Officer of the City or in the case of any items not subject to certification by the architect or engineer, then upon the presentation of an Officer's Certificate of the City, stating the character of the expenditure, the amount thereof, and to whom due, together with the statement of the creditor as to the amount owing.

Section 4.04. Revenue Account. (A) The Revenue Account shall be funded by deposit therein by the City of the following:

- (1) From Bond proceeds \$_____ representing accrued interest and capitalized interest;
- [(2) From Revenues on the seventh day prior to the first day of each month, an amount equal to the product of the amount of the Bond Payment due on the next Interest Payment Date and a fraction, the numerator of which is one and the denominator of which is the number of months less one from the preceding Interest Payment Date to the next Interest Payment Date; provided, however, that the denominator may not be less than one until the full amount of the Bond Payment due on the next Interest Payment Date is on deposit in the Revenue Account, one sixth of all Bond Payment due and payable on the Bonds on the Next Interest Payment Date is sufficient to make the Bond Payment on the next Interest Payment Date;]
- (3) Monthly amounts deposited to make Bond Payments pursuant to subsection 4.04(A)(2) above shall be reduced to the extent that funds on deposit in the Revenue Account are sufficient to make the Bond

Payment on the next Interest Payment Date. Amounts on deposit in the Revenue Account on an Interest Payment Date which are not required to be transferred in order to pay the Bond Payment under the Bond Bank Indenture shall remain in the Revenue Account, and shall reduce the required deposit as set forth in this subsection.

- (4) From Revenues or any other source any other funds the City determines necessary and proper for deposit therein. The City has no obligation to make deposits other than from Revenues.

(B) Funds in the Revenue Account shall be disbursed by the Trustee (i) on each Interest Payment Date for the purpose of paying the principal of, premium, if any, and interest on the Bonds as the same come due, or in advance as permitted herein and as directed by the City, and (ii) on any redemption date the amounts required for payment of principal, premium, if any, and interest on the Bonds, to redeem Bonds in the manner provided in Article III hereof, (iii) at any time to the Debt Service Reserve Account created under the Bond Bank Indenture for the purpose of satisfying the Debt Service Reserve Requirement (as defined in the Bond Bank Indenture), (iv) at any time to the Rebate Account for the purpose of complying with the tax covenants set out herein, and (v) at any time to the Trustee or the Bond Bank to pay the fees and expenses of each entity, as set forth in Section 6.05 hereof and in the Bond Bank Indenture. Any funds remaining after all the Bonds have been redeemed or defeased, pursuant to the terms hereof, shall be deposited in the Rebate Account if the funds therein are not sufficient for its purposes. Any funds not so deposited shall be paid to the City free and clear of the lien of this Indenture.

Section 4.05. Rebate Account. (A) There shall be deposited in the Rebate Account no less frequently than required by the Code all sums required by the Rebate Certificate. Upon the City's written direction, an amount shall be deposited to the Rebate Account by the Trustee from deposits by the City or from amounts held in the Revenue Account, if and to the extent required, in order that the amount on deposit therein shall be equal to the Rebate Amount (as defined in the Rebate Certificate). Computations of the Rebate Amount shall be furnished by or on behalf of the City in accordance with the Rebate Certificate. The Trustee shall invest all amounts held in the Rebate Account in Investment Securities, subject to the restrictions set forth in the Rebate Certificate. Money shall not be transferred from the Rebate Account except as provided herein after payment of any outstanding Trustee fees.

(B) Money at any time deposited in the Rebate Account shall be held by the Trustee in trust, to the extent required to satisfy the Rebate Amount for payment to the federal government of the United States of America, and neither the City, the City nor the Owner of any Bonds shall have any rights in or claim to such money. All moneys deposited into or on deposit in the Rebate Account shall be governed by this Section and by the Rebate Certificate (which is incorporated herein by reference). The Trustee shall be deemed conclusively to have complied with such provisions if it follows the directions of the City including supplying all necessary information which is reasonably available to the Trustee in the manner provided in the Rebate Certificate. The Trustee shall not be required to take any actions thereunder in the absence of written directions from the City and shall have no liability or responsibility to enforce compliance by the City with the terms of the Rebate Certificate. Upon receipt of the City's written directions, the Trustee shall remit part or all of the balances in the Rebate Account to the United States, as so directed. In addition, if the City so directs, the Trustee will deposit moneys into or transfer moneys out of the Rebate Account from or into such Accounts as the City may direct in writing. Any funds remaining in the Rebate Account after redemption and payment of all of the Bonds and payment and satisfaction of any Rebate Amount, or provision made therefor satisfactory to the Trustee, shall be remitted to the City.

(C) The Trustee shall have no obligation to rebate any amounts required to be rebated pursuant to this Section other than from moneys held in Accounts created under this Indenture or from other moneys provided to it by the City.

(D) Notwithstanding any other provisions of this Indenture, the obligation to remit the Rebate Amounts to the United States and to comply with all other requirements of this Section and the Rebate Certificate shall survive the defeasance or payment in full of the Bonds.

Section 4.06. Obligation to Fund Debt Service Reserve Account.

The City shall pay and deposit to the Debt Service Reserve Account established under the Bond Bank Indenture any amounts necessary to satisfy the Debt Service Reserve Requirement (as defined in the Bond Bank Indenture).

(End of Article IV)

October 26, 1992

ARTICLE V
APPLICATION, CUSTODY AND INVESTMENT OF
BOND PROCEEDS AND OTHER AMOUNTS

Section 5.01. Application of Bond Proceeds, Accrued Interest and Premium. The proceeds of the sale of any Bonds shall, as soon as practicable upon the delivery of such Bonds by the Trustee, be deposited as provided in Article IV hereof or in accordance with any Supplemental Indenture authorizing their issuance.

Section 5.02. Investment of Certain Funds. (A) Subject to the right of the City to direct the investment or deposit of funds hereunder, moneys in any Account shall be continuously invested and reinvested or deposited or redeposited by the Trustee in Investment Securities. The City may direct the Trustee to, or in the absence of direction, the Trustee shall, invest and reinvest the moneys in any Account in Investment Securities so that the maturity date or Redemption Date at the option of the Trustee shall coincide as nearly as practicable with the times at which moneys are to be expended. The Investment Securities purchased shall be held by the Trustee, or for its account as Trustee and shall be deemed at all times to be part of such Account, and the Trustee shall provide the City with monthly reports detailing all such investments. The Trustee shall sell or present for redemption any Investment Securities purchased by it as an investment whenever it shall be necessary in order to provide moneys to meet any payment from such Account. The Trustee may make such investments through its own bond department.

(B) Investment Securities purchased as an investment of moneys in any Account held by the Trustee under the provisions of this Indenture shall be deemed at all times to be a part of such Account. The income or interest earned and gains realized in excess of losses suffered by an Account due to the investment thereof shall remain in such Account.

(C) The Trustee shall sell or present for redemption or exchange, any Investment Securities purchased by it pursuant to this Indenture whenever it shall be necessary in order to provide moneys to meet any payment or transfer from the Account for which such investment was made.

(D) In the event the Trustee shall disburse moneys in any Account to acquire accrued interest on any Investment Securities due on the date of such acquisition, such interest when received shall be credited to such Account.

Section 5.03. Valuation and Sale of Investments. (A) In computing the amount in any Account, Investment Securities therein shall be valued at the lower of cost or market.

(B) Except as otherwise provided herein, the Trustee shall sell or present for redemption any Investment Securities whenever it shall be required in writing by an Authorized Officer of the City to do so or whenever it shall be necessary in order to provide moneys to meet any payment or transfer from any Account held by it. An Investment Security may be credited on a pro-rata basis to more than one Account and need not be sold in order to provide for the transfer of amounts from one Account to another.

(End of Article V)

ARTICLE VI
MATTERS CONCERNING THE TRUSTEE,
REGISTRAR AND PAYING AGENT

Section 6.01. Appointment and Acceptance of Duties of Trustee. _____ is hereby appointed as Trustee. The Trustee shall signify its acceptance of the duties and obligations of the Trustee by executing this Indenture.

Section 6.02. Appointment and Acceptance of Duties of Registrar and Paying Agent. The Trustee is hereby appointed as Registrar and Paying Agent of the Bonds. The City may at any time or from time to time appoint successor Registrars or Paying Agents.

Section 6.03. Responsibility of the Trustee and Registrar and Paying Agent. The recitals of fact herein and in the Bonds contained shall be taken as the statements of the City and the neither Trustee nor the Registrar and Paying Agent assumes any responsibility for the correctness of the same. The Trustee makes no representations as to the validity or sufficiency of this Indenture or of any Bonds issued hereunder or in respect of the security afforded by this Indenture, and the Trustee shall not incur any responsibility in respect thereof. The Trustee, shall, however, be responsible for their representations contained in their respective certificates on the Bonds. The Trustee shall not be under any responsibility or duty with respect to the issuance of the Bonds or the application of the proceeds thereof or the application of any moneys paid to the City. The Trustee shall not be under any responsibility or duty with respect to the application of any moneys paid to any other Trustee. The Trustee and the Registrar and Paying Agent shall not be liable in connection with the performance of its or their duties hereunder except for its or their own negligence or default.

Section 6.04. Evidence on Which Trustee and Registrar and Paying Agent May Act. Neither the Trustee, nor the Registrar and Paying Agent shall incur any liability in acting upon any notice, resolution, ordinance, request, consent, order, certificate, report, opinion, bond or other paper or document believed by such party to be genuine, and to have been signed or presented by the proper party or parties. The Trustee and the Registrar and Paying Agent may consult with counsel, who may be counsel to the City, and the opinion of such counsel shall be full and complete authorization and protection in respect of any action taken or suffered by such party hereunder in good faith. Neither the Trustee nor the Registrar and Paying Agent shall be liable to the City, the Owners of any of the Bonds or any other person for any act or omission done or omitted to be done by such party in reliance upon any instruction, direction or certification received by such party pursuant to this Indenture or for any act or omission done or omitted in good faith and without misconduct. Except as otherwise expressly provided herein, any request, order, notice or other direction required or permitted to be furnished pursuant to any provision hereof by the City to the Trustee or the Registrar and Paying Agent shall be sufficiently executed if executed in the name of the City by an Authorized Officer.

Section 6.05. Compensation. The City shall pay but solely from the sources provided herein to the Trustee and the Registrar and Paying Agent from time to time reasonable compensation for all services rendered under this Indenture, and also all reasonable expenses, charges, counsel fees (whether or not litigation ensued and, if so, fees on trial and any appeal therefrom) and other disbursements, including those of their attorneys, agents and employees, incurred in and about the performance of their powers and duties under this Indenture and the Trustee shall have a lien therefor on any and all funds at any time held by it under this Indenture. Trustee shall be entitled to reasonable additional compensation for all additional or extraordinary services rendered and expenses (including counsel fees) incurred in connection with said Event of Default.

Section 6.06. Permitted Acts and Functions. The Trustee and the Registrar and Paying Agent may become the Owner of any Bonds, with the same rights it would have if it were not Trustee. The Trustee may act as a depository for, and permit any of its officers or directors to act as a member of, or in any other capacity with respect to, any committee formed to protect the rights of Owners of the Bonds or to effect or aid in any reorganization growing out of the enforcement of the Bonds or this Indenture, whether or not any such committee shall represent the Owners of a majority in principal amount of the Bonds then Outstanding. The Trustee may be an underwriter in connection with the sale of the Bonds or of any other securities offered or issued by the City.

Section 6.07. Resignation of Trustee and/or Registrar and Paying Agent. The Trustee and the Registrar and Paying Agent may at any time resign and be discharged of the duties and obligations created by this Indenture by giving not less than sixty days' written notice to the City and mailing notice thereof specifying the date when such resignation shall take effect in accordance with the requirements of Section 11.18, and such resignation shall take effect upon the day specified in such notice unless previously a successor shall have been appointed, as provided in Section 6.09, in which event such resignation shall take effect immediately upon the appointment of such successor.

Section 6.08. Removal of Trustee and/or Registrar and Paying Agent. The Trustee and/or the Registrar and Paying Agent shall be removed by the City if so requested by an instrument or concurrent instruments in writing, filed with the Trustee and/or the Registrar and Paying Agent and the City and signed by the Owners of a majority in principal amount of the Bonds then Outstanding or their attorney-in-fact duly authorized, excluding any Bonds held by or for the account of the City. The City may remove the Trustee and/or the Registrar and Paying Agent at any time, except during the existence of an Event of Default, for such cause as shall be determined in the sole discretion of the City by filing with the Trustee an instrument signed by an Authorized Officer of the City.

Section 6.09. Appointment of Successor Trustee or Registrar and Paying Agent. (A) In case at any time the Trustee or Registrar and Paying Agent shall resign or shall be removed or shall become incapable of acting, or shall be adjudged bankrupt or insolvent, or if a receiver, liquidator or conservator of the Trustee or Registrar and Paying Agent, or of its property, shall be appointed, or if any public officer shall take charge or control of the Trustee or Registrar and Paying Agent, or of its property or affairs, the City covenants and agrees that it will thereupon appoint a successor Trustee or Registrar and Paying Agent. The City shall mail notice of any such appointment made by it in accordance with the requirements of Section 11.18, such mailing to be made within twenty days after such appointment.

(B) If in a proper case no appointment of a successor Trustee or Registrar and Paying Agent shall be made pursuant to the foregoing provisions of this Section within forty-five (45) days after the Trustee or Registrar and Paying Agent shall have given to the City written notice, as provided in Section 11.18, or after a vacancy in the office of the Trustee or Registrar and Paying Agent shall have occurred by reason of its inability to act, the Owner of any Bond may apply to any court of competent jurisdiction to appoint a successor Trustee or Registrar and Paying Agent. Said court may thereupon, after such notice, if any, as such court may deem proper, appoint a successor Trustee or Registrar and Paying Agent.

(C) Any Trustee or Registrar and Paying Agent appointed under the provisions of this Section in succession to the Trustee shall be a trust company or bank having the powers of a trust company within the State, having retained earnings and shareholder's equity at least equal to that of the previous Trustee or Registrar and Paying Agent if there is such a trust company or bank willing and able to accept the office on reasonable and customary terms and authorized by law to perform all the duties imposed upon it by this Indenture, otherwise, any trust company or bank having powers within or outside the State acceptable to the City.

Section 6.10. Transfer of Rights and Property to Successor Trustee. Any successor Trustee appointed under this Indenture shall execute, acknowledge and deliver to its predecessor Trustee, and also to the City, an instrument accepting such appointment, and thereupon such successor Trustee, without any further act, deed or conveyance, shall become fully vested with all moneys, estates, properties, rights, powers, duties and obligations of such predecessor Trustee, with like effect as if originally named as Trustee, but the Trustee ceasing to act shall nevertheless, on the request of the City, or of its successor Trustee, execute, acknowledge and deliver such instruments of conveyance and further assurance and do such other things as may reasonably be required for more fully and certainly vesting and confirming in such successor Trustee all the right, title and interest of the predecessor Trustee in and to any property held by it under this Indenture, and shall pay over, assign and deliver to the successor Trustee any money or other property subject to the trusts and conditions herein set forth. Should any deed, conveyance or instrument in writing from the City be required by such successor Trustee for more fully and certainly vesting in and confirming to such successor Trustee any such estates, rights, powers and duties, any and all such deeds, conveyances and instruments in writing shall, on request, and so far as may be authorized by law, be executed, acknowledged and delivered by the City. Upon the effectiveness of the resignation or removal of the Trustee, such Trustee's authority to act pursuant to this Indenture shall terminate and such Trustee shall have no further responsibility or liability whatsoever for performance under this Indenture as Trustee.

Section 6.11. Merger or Consolidation. Any company into which the Trustee and/or the Registrar and Paying Agent may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a party or any company to which the Trustee and/or the Registrar and Paying Agent may sell or transfer all or substantially all its corporate trust business, provided such company shall be a trust company or bank which is qualified to be a successor to the Trustee and/or the Registrar and Paying Agent and shall be authorized by law to perform all the duties imposed upon it by this Indenture, shall be the successor to the Trustee and/or the Registrar and Paying Agent without the execution or filing of any paper or the performance of any further act, anything herein to the contrary notwithstanding.

Section 6.12. Adoption of Authentication. If any of the Bonds contemplated to be issued under this Indenture shall have been authenticated but not delivered, any successor Registrar and Paying Agent may adopt the certificate of authentication of any predecessor Registrar and Paying Agent so authenticating such Bonds and deliver such Bonds. If said Bonds shall not have been authenticated, any successor Registrar and Paying Agent may authenticate such Bonds in the name of the predecessor Registrar and Paying Agent or in the name of the successor Registrar and Paying Agent, and in all such cases such certificate shall have the full force for which it is intended and the Bonds so authenticated shall be deemed Bonds issued pursuant to this Indenture.

Section 6.13. Evidence of Signatures of Owners and Ownership of Bonds. (A) Any request, consent or other instrument which this Indenture may require or permit to be signed and executed by the Owners may be in one or more instruments of similar tenor, and shall be signed or executed by such Owners in person or by their attorneys appointed in writing. Proof of (i) the execution of any such instrument, or of an instrument appointing any such attorney, or (ii) the holding by any person of the Bonds shall be sufficient for any purpose of this Indenture (except as otherwise herein expressly provided) if made in the following manner, but the Trustee may nevertheless in its sole discretion require further or other proof in cases where it deems the same desirable of the fact and date of the execution by any Owner of the Bonds or his attorney of such instrument may be proved by the Certificate, which need not be acknowledged or verified, of an officer of a bank or trust company, financial institution or member of the National Association of Securities Dealers, Inc. satisfactory to the Trustee or of any notary public or other officer authorized to take acknowledgments of deeds to be recorded in the state in which he purports to act, that the person signing such request or other instrument acknowledged to him the execution thereof, or by an affidavit of a witness of such execution, duly sworn to before such notary public or other officer. The authority of the person or persons executing any such instrument on behalf of a corporate Owner of the Bonds may be established without further proof if such instrument is signed by a person purporting to be the president or vice president of such corporation with a corporate seal affixed and attested by a person purporting to be its secretary or an assistant secretary.

(B) The ownership of Bonds and the amount, numbers, and other identification, and date of holding the same shall be proved by the Bond Register.

(C) Any request, consent or vote of the Owner of any Bond shall bind all future Owners of such Bond in respect of anything done or suffered to be done by the City or the Trustee in accordance therewith.

Section 6.14. Preservation and Inspection of Documents. All documents received by the Trustee under the provisions of this Indenture (or microfilm, microcard or similar photographic reproduction thereof) shall be retained in its possession until such time as the Trustee in consultation with the City determines that the retention thereof is no longer necessary, and shall be subject at all reasonable times to the inspection of the City and any Owner of the Bonds and their agents and their representatives, any of whom may request copies thereof, at the expense of the requesting party.

Section 6.15. Powers of Trustee Under the Loan Agreement. The City agrees that the Trustee shall at any and all times have the power to exercise any of the rights, powers and privileges of the City under the Loan Agreement, including but not limited to the right (i) to grant consents, approvals or permissions, (ii) to declare a default, (iii) to exercise any and all remedies provided for therein, and (iv) to perform the City's covenants.

(End of Article VI)

ARTICLE VII DEFAULT AND REMEDIES

Section 7.01. Events of Default. The happening of one or more of the following events shall constitute an "Event of Default":

(A) A default in the due and punctual payment of the principal of, premium, if any, or interest on any Bond when and as the same shall become due and payable;

(B) A default in the performance or observance of any other of the covenants, agreements or conditions contained in this Indenture or in the Bonds, and the continuation of such default shall for a period of sixty (60) days after written notice thereof, specifying such default and requiring the same to be remedied, shall have been given to the City by the Trustee, or in the event Trustee has no actual knowledge of such default, to the City and the Trustee by the Owners of not less than 60% in aggregate principal amount of the Outstanding Bonds;

Section 7.02. Acceleration. In each and every case of an Event of Default, and during the continuance of such Event of Default, the Trustee may by notice in writing to the City, and shall upon the written request of the Owners of not less than 25% in principal amount of the Outstanding Bonds, declare the principal of all the Outstanding Bonds, and the interest accrued thereon, to be due and payable immediately, and upon any such declaration the same shall become and shall be immediately due and payable, anything in this Indenture or in the Bonds contained to the contrary notwithstanding.

This provision, however, is subject to the condition that if at any time after the principal of the Bonds shall have been so declared due and payable, and before any judgment or decree for the payment of the money due shall have been obtained or entered as hereinafter provided, the City shall pay to or shall deposit with the Trustee a sum sufficient to pay all principal of the Bonds matured prior to such declaration and all matured installments of interest, if any, upon all the Bonds, with interest at the rate borne by the Bonds on such overdue principal and premium, if any, and, to the extent legally enforceable, on such overdue installments of interest, and the reasonable expenses (including its reasonable attorney's fees) of the Trustee, and any and all other defaults known to the Trustee (other than in the payment of principal and of interest on the Bonds due and payable solely by reason of such declaration) shall have been made good or cured or adequate provision shall have been made therefor, then and in every such case, the Owners of at least 66-2/3% in aggregate principal amount of the Outstanding Bonds, by written notice to the City and to the Trustee, may, on behalf of the Owners of all Bonds, rescind and annul such declaration and its consequences but no such rescission and annulment shall extend to or shall affect any subsequent default, nor shall it impair or exhaust any right or power consequent thereon.

Section 7.03. Remedies. In case of an Event of Default, the Trustee shall proceed to protect and enforce its rights and the rights of the Owners of the Bonds under this Indenture by a suit, action, or proceeding in equity or at law or otherwise.

Section 7.04. Covenant to Pay Trustee Amounts Due on Bonds and Right of Trustee to Judgment. The City covenants that, if:

(A) default is made in the payment of any interest on any Bond when such interest is due; or

(B) default is made in the payment of the principal of, premium, if any, on any Bond at its maturity or upon redemption, then upon demand by the Trustee, the City will pay to the Trustee for the benefit of the Owners of such Bonds, solely from the Trust Estate, the whole amount then due and payable on such Bonds for principal, premium, if any, and interest, with interest at the respective rate or rates prescribed therefor in the Bonds on overdue principal, premium, if any, and interest, and, in addition thereto, and such further amount as shall be sufficient to pay the costs and expenses of collection, including the reasonable compensation,

expenses, disbursements and advances of the Trustee and its agents and counsel. If the City fails to pay such amounts forthwith upon such demand, the Trustee, in its own name and as trustee of an express trust, shall be entitled to sue for and recover judgment for the amount so due and unpaid provided that such a judgment shall be paid solely and only from the Trust Estate.

Section 7.05. Application of Collection Proceeds. The proceeds of any collection efforts shall be deposited in the Revenue Account, and all moneys in the Revenue Account shall be applied by the Trustee as follows:

(A) To the payment of costs and expenses of suit, if any, and of any sale, and the reasonable compensation of the Trustee, its agents and counsel, and of all proper expenses, liabilities and advances incurred or made hereunder by the Trustee or by any Owner or Owners of the Bonds, and of all taxes, assessments or liens superior to the lien of these presents, except any taxes, assessments or other superior liens subject to which said sale may have been made; then

(B) To fund the Rebate Account if necessary; then

(C) To the payment of the whole amount then owing or unpaid upon the Bonds for principal, interest, and to the extent permitted by law, interest on overdue principal and interest, at the rate of interest borne by the Bonds and in case such proceeds shall be insufficient to pay the whole amount so due and unpaid on the Bonds, then to the payment of such principal and interest, without preference or priority of principal over interest or of interest over principal or of any installment of interest over any other installment of interest, ratably, in proportion to the aggregate of such principal and accrued and unpaid interest; and then

(D) To the payment of the surplus, if any, to the City, its successors and assigns, or to whomsoever may be lawfully entitled to receive the same.

Section 7.06. Waiver Not to Impair Subsequent Rights. No delay or omission of the Trustee or of any Owner of any of the Bonds to exercise any right or power arising from any default on the part of the City hereunder shall exhaust or impair any such right or power or prevent its exercise during the continuance of such default. No waiver by the Trustee or Owners of any such default, whether such waiver be full or partial, shall extend to or be taken to affect any subsequent default, or impair the rights resulting therefrom, except as may be otherwise provided herein. No remedy hereunder is intended to be exclusive of any other remedy but each and every remedy shall be cumulative and in addition to any and every other remedy given hereunder or otherwise existing.

Section 7.07. Control of Proceedings. No Owner shall have any right to institute or prosecute any suit or proceeding at law or in equity or for the foreclosure hereof, for the enforcement of any of the provisions hereof or of any remedies hereunder in respect to the pledged property unless the Trustee, after a request in writing by the Owners of 51 percent in aggregate principal amount of the Outstanding Bonds, and after the Trustee shall have been assured such reasonable indemnity as it may require, shall have neglected for 60 days to take such action; provided, however, that the right of any Owner of any Bond to receive payment of principal and/or interest on or after the respective due dates expressed therein, or to institute suit for the enforcement of any such payment, shall not be impaired or affected without the consent of such Owner.

Section 7.08. Trustee May File Proofs of Claim. In case of the pendency of any receivership, insolvency, liquidation, bankruptcy, reorganization, arrangement, adjustment, composition, or other judicial proceeding relative to the City or the property of the City, the Trustee (irrespective of whether the principal of the Bonds shall then be due and payable, as therein expressed or by declaration or otherwise, and irrespective of whether the Trustee shall have made any demand on the City or the City for the payment of overdue principal, premium, or interest) shall be entitled and empowered, by intervention in such proceeding or otherwise:

(A) To file and prove a claim for the whole amount of principal, premium, if any, and interest owing and unpaid in respect of the Outstanding Bonds and to file such other papers or documents as may be necessary or advisable in order to have the claims of the Trustee (including any claim for the reasonable compensation, expenses, disbursements, and advances of the Trustee, its agents and counsel) and of the Owners allowed in such judicial proceeding, and

(B) To collect and receive any money or other property payable or deliverable on any such claims and to distribute the same.

Any custodian, receiver, assignee, trustee, liquidator, sequestrator, or other similar official in any such judicial proceeding is hereby authorized by each Owner of Bonds to make such payments to the Trustee, and in the event that the Trustee shall consent to the making of such payments directly to the Owners, to pay to the Trustee any amount due to it for the reasonable compensation, expenses, disbursements, and advances of the Trustee, its agents and counsel, and any other amounts due the Trustee under Section 6.05.

Nothing herein contained shall be deemed to authorize the Trustee to authorize or consent to or accept or adopt on behalf of any Owner of Bonds any plan of reorganization, arrangement, adjustment, or composition affecting the Bonds or the rights of any Owner thereof, or to authorize the Trustee to vote in respect of the claim of any Owner of Bonds in any such proceeding.

Section 7.09. Trustee May Enforce Claims Without Possession of Bonds. All rights of action and claims under this Indenture or the Bonds may be prosecuted and enforced by the Trustee without the possession of any of the Bonds or the production thereof in any proceeding relating thereto and any such proceeding instituted by the Trustee shall be brought in its own name as trustee of an express trust. Any recovery of judgment shall, after provision for the payment of the reasonable compensation, expenses, disbursements, and advances of the Trustee, its agents and counsel, be for the ratable benefit of the Owners of the Bonds in respect of which such judgment has been recovered.

Section 7.10. Limitation on Suits. No Owner of any Bond shall have any right to institute any proceeding, judicial or otherwise, under or with respect to this Indenture, or for the appointment of a receiver or trustee or for any other remedy hereunder, unless:

(A) A default has occurred, and

(B) Such default shall have become an Event of Default and the Owners of not less than 25% in aggregate principal amount of the Outstanding Bonds shall have made written request to the Trustee to institute proceedings in respect of such Event of Default in its own name as Trustee hereunder, and

(C) Such Owner or Owners shall have offered to the Trustee reasonable indemnity against the costs, expenses, and liabilities to be incurred in compliance with such request, and

(D) The Trustee for 60 days after the receipt of such notice, request, and offer of indemnity has failed to institute any such proceeding, and

(E) No direction inconsistent with such written request has been given to the Trustee during such 60-day period by the Owners of a majority in aggregate principal amount of the Outstanding Bonds.

No one or more Owners of Bonds shall have any right in any manner whatever by virtue of any provision of this Indenture to affect, disturb, or prejudice the rights of any other Owners of Bonds, or to obtain or to seek to obtain priority or preference over any other Owners or to enforce any right under this Indenture, except in the manner herein provided and for the equal and ratable benefit of all Outstanding Bonds.

Section 7.11. Unconditional Right of Owners to Receive Principal, Premium and Interest. Notwithstanding any other provision of this Indenture, the Owner of any Bond shall have the right which is absolute and unconditional to receive payment of the principal of, premium, if any, and interest on such Bond on the dates expressed in such Bond (or, in the case of redemption, on the Redemption Date), but solely from the Revenues and the Owner of any Bond shall have the right to institute suit for the enforcement of any such payment from the Revenues, and such rights shall not be impaired without the consent of such Owner.

Section 7.12. Restoration of Positions. If the Trustee, the City or any Owner of a Bond has instituted any proceeding to enforce any right or remedy under this Indenture by appointment of receiver or otherwise and such proceeding has been discontinued or abandoned for any reason or has been determined adversely to the Trustee, the City or to such Owner, then and in every such case the City, the Trustee and the Owners shall, subject to any determination in such proceeding, be restored to other former positions hereunder, and thereafter all rights and remedies of the Trustee, the City and the Owners shall continue as though no such proceeding had been instituted.

Section 7.13. Rights and Remedies Cumulative. No right or remedy herein conferred upon or reserved to the Trustee or the Owners of the Bonds is intended to be exclusive of any other right or remedy, and every right and remedy shall, to the extent permitted by law, be cumulative and in addition to every other right and remedy given hereunder or now or hereafter existing at law or in equity or otherwise. The assertion or employment of any right or remedy hereunder, or otherwise, shall not prevent the concurrent assertion or employment of any other appropriate right or remedy.

Section 7.14. Delay or Omission Not Waiver. No delay or omission of the Trustee or of any Owner of any Bond to exercise any right or remedy accruing upon an Event of Default shall impair any such right or remedy or constitute a waiver of any such Event of Default or an acquiescence therein. Every right and remedy given by this Article or by law to the Trustee or the Owners of the Bonds may be exercised from time to time, and as often as may be deemed expedient, by the Trustee or such Owners, as the case may be.

Section 7.15. Control by Owners of Bonds. The Owners of a majority in aggregate principal amount of the Outstanding Bonds shall have the right, during the continuance of an Event of Default:

(A) To require the Trustee to proceed to enforce this Indenture, either by judicial proceedings for the enforcement of the payment of the Bonds or otherwise; and

(B) To direct the time, method, and place of conducting any proceeding for any remedy available to the Trustee, or exercising any trust or power conferred upon the Trustee hereunder, provided that:

- (1) such direction shall not be in conflict with any rule of law or this Indenture, and
- (2) the Trustee may take any other action deemed proper by the Trustee which is not inconsistent with such direction, and
- (3) the Trustee shall not determine that the action so directed would be unjustly prejudicial to the Owners not taking part in such direction, provided that the Trustee shall not be liable for any adverse consequences of any such determination made in good faith or for not making such determination where such is done in good faith.

Section 7.16. Waiver of Past Defaults, Notice of Default. (A) The Trustee may waive any Event of Default under Section 7.01(C), hereof and its consequences (unless the Bonds have been accelerated) and shall do so (unless all Bonds have been accelerated) upon the written request of the Owners of (a) more than two-thirds in aggregate principal amount of all the Bonds then Outstanding in the case of a default in the payment of principal or interest for a period of five (5) days or (b) a majority in aggregate principal amount of all Bonds then Outstanding in the case of any other default; provided, however, that there shall not be waived (i) any default in the payment of the principal of any Outstanding Bond at the date of maturity specified therein or (ii) any default of the payment when due of the interest on any Outstanding Bonds, and (iii) all expenses of the Trustee in connection with such default, and in the case of any such waiver or rescission, or in case any proceeding taken by the Trustee on account of such default shall have been discontinued or abandoned or determined adversely, then and in every such case the City, the Trustee and the Owners shall be restored to their former positions and rights hereunder, respectively, but no such waiver or rescission shall extend to any subsequent or other default, or impair any right consequent thereon. No such waiver shall affect the rights of third parties to payment of the amounts provided for hereunder.

(B) Anything herein to the contrary notwithstanding, no default under Section 7.01(B) hereof shall constitute an Event of Default until actual notice of such default by registered or certified mail shall be given to the City by the Trustee or by the Owners of not less than 25% in aggregate principal amount of all Bonds then Outstanding, the City shall have had sixty (60) days after receipt of such notice to correct the default or cause the default to be corrected, and the City shall not have corrected the default or caused the default to be corrected within the applicable period; provided, however, if the default be such that cannot be corrected within the applicable period, it shall not constitute an Event of Default if corrective action is instituted by the City within the applicable period and diligently pursued until the default is corrected.

With regard to any alleged default concerning which notice is given to the City under the provisions of this Section, the City hereby grants the Trustee full authority for the account of the City to perform any covenant or obligation alleged in said notice to constitute a default, in the name and stead of the City with full power to do any and all things and acts to the same extent that the City could do and perform any such things and acts and with power of substitution.

Section 7.17. Suits to Protect the Trust Estate. The Trustee shall have power to institute and to maintain such proceedings as it may deem expedient to prevent any impairment of the Trust Estate by any acts which may be unlawful or in violation of this Indenture and to protect its interests and the interests of the Owners of the Bonds in the Trust Estate, including power to institute and maintain proceedings to restrain the enforcement of or compliance with any governmental enactment, rule, or order that may be unconstitutional or otherwise invalid, if the enforcement of or compliance with such enactment, rule, or order would impair the security hereunder or be prejudicial to the interests of the Owners of the Bonds or the Trustee.

Section 7.18. Remedies Subject to Applicable Law. All rights, remedies, and powers provided by this Article may be exercised only to the extent that the exercise thereof does not violate any applicable provision of law in the premises, and all the provisions of this Article are intended to be subject to all applicable mandatory provisions of law which may be controlling in the premises and to be limited to the extent necessary so that they will not render this Indenture invalid, unenforceable, or not entitled to be recorded, registered, or filed under the provisions of any applicable law.

(End of Article VII)

ARTICLE VIII
EVIDENCE OF RIGHTS OF OWNERS

Section 8.01. Instruments of Consent. Any request, consent or other instrument required by this Indenture to be signed and executed by Owners may be in any number of concurrent writings of substantially similar tenor and may be signed or executed by such Owners in person or by an agent duly appointed in writing. Proof of the execution of any such request, consent or other instrument or of a writing appointing any such agent shall be sufficient for any purpose of this Indenture and shall be conclusive in favor of the Trustee and of the City if made in the manner provided in this Article.

Section 8.02. Proof of Execution. The fact and date of the execution by any person of any such request, consent or other instrument or writing may be proved by the affidavit of a witness of such execution or by the certificate of any notary public or other officer of any jurisdiction, authorized by the laws thereof to take acknowledgments of deeds, certifying that the person signing such request, consent or other instrument acknowledged to him the execution thereof. Where such execution shall be by an officer of a corporation or association or a member of a partnership, such affidavit or certificate shall also constitute sufficient proof of his authority.

Section 8.03. Proof of Ownership of Bonds. The ownership of Bonds shall be proved by the Bond Register. Any request, consent or vote of the Owner of any Bond shall bind every future Owner of the same Bond and the Owner of every Bond issued in exchange therefor or in lieu thereof, in respect of anything done or suffered to be done by the Trustee or the City in pursuance of such request, consent or vote.

Section 8.04. Bonds Owned by City. In determining whether the Owners of the requisite aggregate principal amount of Bonds shall have concurred in any demand, request, direction, consent or waiver under this Indenture, Bonds which shall be owned by the City or by any person directly or indirectly controlling or controlled by or under common control with the City, shall be disregarded and deemed not to be Outstanding for the purpose of any such determination, provided that for the purpose of determining whether the Trustee shall be protected in relying on any such demand, request, direction, consent or waiver only Bonds which the Trustee shall know to be so owned shall be disregarded. Bonds so owned which have been pledged in good faith may be regarded as Outstanding for the purpose of this Section if the pledgee shall establish to the satisfaction of the Trustee the pledgee's right to vote such Bonds and that the pledgee is not a person directly or indirectly controlling or controlled by or under common control with the City. In case of a dispute as to such right, any decision by the Trustee taken upon the advice of counsel shall be full protection to the Trustee.

(End of Article VIII)

ARTICLE IX
SUPPLEMENTAL INDENTURES

Section 9.01. Supplemental Indentures Not Requiring Owner Consent. The City, when authorized by ordinance, from time to time and at any time, subject to the conditions and restriction of this Indenture, may enter into Supplemental Indentures for any one or more of all of the following purposes:

(A) To add to the covenants and agreements of the City under this Indenture, or to surrender any right or power herein reserved by or conferred upon the City.

(B) To make such provisions for the purpose of curing any ambiguity, or of curing, correcting or supplementing any defective or inconsistent provisions contained in this Indenture, or in regard to matters or questions arising under this Indenture, as the City may deem necessary or desirable and not inconsistent with this Indenture and which shall not adversely affect the interests of the Owners of the Bonds;

(C) To subject, describe or redescribe any property subjected or to be subjected to the lien of this Indenture;

(D) To authorize the issuance of Additional Bonds as provided in Section 2.13 hereof.

(E) To modify, amend or supplement this Indenture or any indenture supplemental hereto in such manner as to permit the qualification hereof and thereof under the Trust Indenture Act of 1939 or any similar federal statute hereafter in effect, and, for the purpose of such qualification, to add to this Indenture or any indenture supplemental hereto such other terms, conditions and provisions as may be required by said Trust Indenture Act of 1939 or similar federal statute.

Any Supplemental Indenture authorized by the provisions of this Section may be executed by the City and the Trustee without the consent of the Owners of any Outstanding Bonds, notwithstanding any of the provisions

of Section 9.02, but the Trustee shall not be obligated to enter into any such Supplemental Indenture which affects the Trustee's own rights, duties or immunities under this Indenture or otherwise.

Section 9.02. Supplemental Indentures Requiring Owner Consent. (A) With the consent of the Owners of not less than 51% in aggregate principal amount of the Outstanding Bonds, the City, when authorized by ordinance may from time to time and at any time enter into an Supplemental Indenture for the purpose of adding any provisions to or changing in any manner or eliminating any of the provisions of this Indenture or of any Supplemental Indenture; provided, however, that no such Supplemental Indenture shall (i) extend the maturity of any Bond or reduce the rate of interest thereon or extend the time of payment of interest, or reduce the amount of the principal thereof, or reduce any premium payable on the redemption thereof, without the consent of the Owner of each Bond so affected, or (ii) reduce the aforesaid percentage of Owners of Bonds required to approve any such supplemental indenture, without the consent of the Owners of all the Outstanding Bonds. Upon receipt by the Trustee of a duly passed legal, valid and binding ordinance of the City authorizing the execution of any such Supplemental Indenture, and upon the filing with the Trustee of evidence of the consent of Owners, as aforesaid, the Trustee shall join with the City in the execution of such Supplemental Indenture unless such Supplemental Indenture shall affect the Trustee's own rights, duties or immunities under this Indenture or otherwise, in which case the Trustee may in its discretion, but shall not be obligated to, enter into such Supplemental Indenture.

(B) It shall not be necessary for the consent of the Owners of the Bonds under this Section to approve the particular form of any proposed Supplemental Indenture, but it shall be sufficient if such consent shall approve the substance thereof.

Section 9.03. Effect of Supplemental Indentures. Upon the execution of any Supplemental Indenture pursuant to the provisions of this Article, this Indenture shall be deemed to be modified and amended in accordance therewith, and the respective rights, duties and obligations of the City, the Trustee and all Owners of Outstanding Bonds shall thereafter be determined, exercised and enforced hereunder subject in all respects to such modifications and amendments, and all the terms and conditions of any such Supplemental Indenture shall be deemed to be part of the terms and conditions of this Indenture for any and all purposes.

Section 9.04. Reliance on Opinion of Counsel. The Trustee may rely on an Opinion of Counsel as evidence that any supplemental indenture executed pursuant to the provisions of this Article complies with the requirements of this Indenture.

Section 9.05. On or before the 20th day of each month the Auditor shall allocate money derived from the wheel tax and from the surtax during that month to the city and the Treasurer shall on or before the 25th day of each month distribute the money derived from the wheel tax and the surtax during that month to the city.

(End of Article IX)

ARTICLE X DEFEASANCE

Section 10.01. Discharge and Satisfaction. (A) The covenants, liens and pledges entered into, created and imposed pursuant to this Indenture may be fully discharged and satisfied with respect to the Bonds in any one or more of the following ways:

- (1) By paying all of the principal, premium, if any, and interest on the Bonds, when the same become due and payable; or
- (2) By depositing with the Trustee in the manner provided by this Indenture and for such purpose, at or before the date or dates of maturity or redemption, money in the necessary amount to pay or redeem all of the Bonds and the premium, if any, and interest thereon accrued to the date of payment; or
- (3) By depositing with the Trustee, and for such purpose, at or before the dates of maturity or redemption, Government Obligations in an amount sufficient, including any income or increment to accrue thereon, but without the necessity of any reinvestment, to pay or redeem all the Bonds and the interest thereon accrued to the date of payment in accordance with their terms; or
- (4) By delivery to the Trustee, for cancellation by it, of all unpaid Bonds;

and in each case by the payment or adequate provision for payment of all other sums payable hereunder by the City.

(B) Upon such complete discharge and satisfaction, this Indenture shall, subject to the provisions of Section 10.02 hereof, cease, determine and become null and void, and thereupon the Trustee shall, upon the written request of the City, and upon receipt by the Trustee of an Officer's Certificate from the City and Counsel's

Opinion, each stating that in the opinion of the signers all conditions precedent to the satisfaction and discharge of this Indenture have been complied with, forthwith execute proper instruments acknowledging satisfaction of and discharging this Indenture which shall be without prejudice to the rights of the Trustee to charge and be reimbursed by the City for any expenditures which it may thereafter incur in connection therewith.

Section 10.02. Partial Discharge and Satisfaction. (A) The covenants, liens and pledges entered into, created and imposed pursuant to this Indenture may be partially discharged and satisfied with respect to any Bonds in any one or more of the following ways:

- (1) By paying all of the principal, premium, if any, and interest on such Bonds, when the same become due and payable; or
- (2) By depositing with the Trustee in the manner provided by this Indenture and for such purpose, at or before the date or dates of maturity or redemption, money in the necessary amount to pay or redeem such Bonds and the premium, if any, and interest thereon accrued to the date of payment; or
- (3) By depositing with the Trustee, and for such purpose, at or before the dates of maturity or redemption, Government Obligations in an amount sufficient, including any income or increment to accrue thereon, but without the necessity of any reinvestment, to pay or redeem such Bonds and the interest thereon accrued to the date of payment in accordance with their terms;

and in each case by the payment or adequate provision for payment of all other sums payable hereunder by the City.

(B) Upon such payment or deposit, the Bonds for which such payment or deposit has been made shall no longer be subject to or entitled to the protection of this Indenture and as to such Bonds the Indenture shall, subject to the provisions of Section 10.03 hereof, cease, determine and become null and void.

Section 10.03. City's Liability Terminated. Upon the deposit with the Trustee of money or securities in the amount required by Section 10.01 or Section 10.02 hereof, provided that if the Bonds are to be redeemed prior to the maturity thereof notice of such redemption shall have been given as provided herein, or such provisions satisfactory to the Trustee shall have been made for the giving of such notice, all liability of the City with respect to the Bonds to be redeemed shall cease, determine and be completely discharged and the Owners thereof shall thereafter be entitled only to payment out of the money or securities of the City deposited with the Trustee as aforesaid for their payment. Notwithstanding the foregoing provisions of this Section 10.02 hereof, the covenants of the City in Section 11.01 shall survive and continue in effect until all Bonds and the interest thereon have been paid in full.

(End of Article X)

ARTICLE XI MISCELLANEOUS

Section 11.01. Tax Covenants. The City will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the Bonds under Section 103 of the Code. The City will not directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the City, or take or omit to take any action that would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148(a) of the Code. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to the Bonds. In the event that at any time the City is of the opinion that for purposes of this Section 11.01 it is necessary to restrict or limit the yield on the investment of any moneys held by the Trustee under this Indenture, the City shall so instruct the Trustee in writing and the Trustee shall take such action as may be necessary in accordance with such instructions notwithstanding the provisions of Section 5.02 of this Indenture. This covenant shall survive payment in full or defeasance of the Bonds. The Trustee shall comply with all reasonable instructions of the City given in accordance with the Rebate Certificate.

Section 11.02. Performance. The City shall do and perform or cause to be done and performed all acts and things required to be done or performed by or on behalf of the City under the provisions of this Indenture.

Section 11.03. Compliance With Conditions Precedent. Upon the date of issuance of any of the Bonds, all conditions, acts and things required by law or by this Indenture to exist, to have happened or to have been performed precedent to or in the issuance of such Bonds shall exist, have happened and have been performed, and such Bonds, together with all other indebtedness of the City, shall be within every debt and other limit prescribed by law.

Section II.04. Power to Issue Bonds and Pledge Revenues. The City is duly authorized under all applicable laws to authorize and issue the Bonds and to enter into, execute and deliver this Indenture and to pledge the Trust Estate in the manner and to the extent herein provided. The Trust Estate is and will be free and clear of any pledge, lien, charge or encumbrance thereon, or with respect to any pledge, lien, charge or encumbrance thereon, the security interest created by this Indenture shall be prior to, such other pledge, and all corporate or other action on the part of the City to that end has been and will be duly and validly taken. The Bonds and the provisions of this Indenture are and will be the valid and legally enforceable obligations of the City in accordance with their terms and the terms of this Indenture. The City shall at all times, to the extent permitted by law, defend, preserve and protect the pledge of the Trust Estate, and all the rights of the Owners under this Indenture against all claims and demands of all persons whomsoever.

Section II.05. Payment of Bonds. The City shall duly and punctually pay or cause to be paid (solely from the sources described herein) the principal of, premium, if any, and interest on every Bond, on the dates and at the places and in the manner stated in the Bonds, according to the true intent and meaning thereof.

Section II.06. Extensions of Payment. The City shall not directly or indirectly extend or assent to the extension of the maturity of any of the Bonds or the time of payment of any claims for interest by the purchase or funding of such Bonds or claims for interest. In the event that the maturity of any of the Bonds or the time for payment of any such claims for interest shall be extended, such Bonds or claims for interest shall not be entitled to the benefit of this Indenture or to any payment out of the Accounts established pursuant to this Indenture, including the investments, if any, thereof, or out of the Trust Estate prior to benefits accorded to or the payment of the principal of all Bonds, the maturity of which has not been extended, and of such portion of the accrued interest on the Bonds as shall not be represented by such claims for interest. Nothing herein shall be deemed to limit the right of the City to issue bonds for refunding purposes and such issuance shall not be deemed to constitute an extension of maturity of Bonds.

Section II.07. Offices for Servicing Bonds. The City shall at all times maintain or cause to be maintained an office or agency in Indiana where Bonds may be presented for registration, transfer or exchange, and where notices, presentations and demands upon the City in respect of the Bonds or of this Indenture may be served. The City hereby appoints the Trustee as its agent to maintain such office or agency for the registration, transfer or exchange of Bonds, and for the service of such notices, presentations and demands upon the City.

Section II.08. Waiver of Laws. The City shall not at any time insist upon or plead in any manner whatsoever, or claim or take the benefit or advantage of any law or laws now or at any time hereafter in force which may affect the covenants and agreements contained in this Indenture or in the Bonds and all benefit or advantage of any such law or laws is hereby expressly waived by the City.

Section II.09. Successors and Assigns. All the covenants, stipulations, promises and agreements contained in this Indenture, by or on behalf of the City, shall bind and inure to the benefit of its successors and assigns.

Section II.15. Benefits of Indenture Limited. Nothing in this Indenture or in the Bonds expressed or implied is intended or shall be construed to give any person other than the City, the Trustee and the Owners of the Bonds issued hereunder, any legal or equitable right, remedy or claim under or in respect to this Indenture or any covenants, conditions or provisions therein or herein contained and all such covenants, conditions and provisions are and shall be held to be for the sole and exclusive benefit of the City, the Trustee and the Owners of the Bonds.

Section II.16. Waiver of Notice. Whenever in this Indenture the giving of notice by mail or otherwise shall be required, the giving of such notice may be waived in writing by the person entitled to receive such notice and in any such case the giving or receipt of such notice shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

Section II.17. Severability. In case any one or more of the provisions contained in this Indenture or in the Bonds shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions of this Indenture, but this Indenture shall be construed as if such invalid or illegal or unenforceable provision had never been contained herein.

Section II.18. Notice. Any notice, requisition, direction, certificate or other writing on behalf of the City, Trustee or City required by this Indenture shall, unless otherwise specified herein, be signed by an Authorized Officer.

Any notice to or demand upon the Trustee may be served or made at the main corporate trust office of the Trustee by first class mail to:

Attention:

Any notice to or demand upon the City may be served by first class mail to:

Attention:

or at such other addresses as may be filed in writing with the parties hereto.

Section II.19. Counterparts. This Indenture may be executed in any number of counterparts and each of such counterparts shall for all purposes be deemed to be an original and such counterparts, or as many of them as the City and the Trustee shall preserve undestroyed, shall together constitute but one and the same instrument.

Section II.20. No Recourse Against Directors and Officers. No recourse under or upon any obligation, covenant or agreement contained in this Indenture, or in any Bond hereby secured, or under any judgment obtained against the City, or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise or under any circumstances, under or independent of this Indenture, shall be had against any officer, as such, past, present or future, of the City for the payment for or to the Owner of any Bond issued hereunder of any sum that may be due and unpaid by the City upon any such Bond. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer, as such, to respond by reason of any act or omission on his part or otherwise, for the payment for or to the Owner of any Bond issued hereunder or otherwise, of any sum that may remain due and unpaid upon the Bonds hereby secured or any of them is hereby expressly waived and released as a condition of and consideration for the execution of this Indenture and the issuance of the Bonds.

Section II.21. Governing Law. This Indenture shall be governed exclusively by the provisions hereof and by the applicable laws of the State.

Section II.22. Nonbusiness Days. Whenever any act is required by this Indenture to be done on a specified day or date, and such day or date shall be a day other than a Business Day, then such act may be done on the next succeeding Business Day.

(End of Article XI)

IN WITNESS WHEREOF, the City has caused these presents to be signed in its name and behalf by its Mayor and its corporate seal to be impressed hereon and attested by its City Clerk, and to evidence its acceptance of the trusts hereby created, the Trustee has caused these presents to be signed in its name and behalf by an Authorized Officer, its official seal to be impressed hereon and attested by an Authorized Officer, and to evidence its acceptance of the responsibilities of a Registrar and Paying Agent created hereunder, the Registrar and Paying Agent has caused these presents to be signed in its name and behalf by an Authorized Officer, its official seal to be impressed hereon and attested by an Authorized Officer, all as of _____, 1992.

CITY OF INDIANAPOLIS

By: _____
Stephen Goldsmith, Mayor

Attest:

By: _____
Beverly Rippey, City Clerk

[SEAL]

_____, TRUSTEE

By: _____

Vice President and Trust Officer

October 26, 1992

Attest:

By: _____

Vice President and Trust Officer

[SEAL]

Registrar and Paying Agent

By: _____

Vice President

Attest:

By: _____

Vice President and Trust Officer

[SEAL]

This instrument was prepared by Karl R. Sturbaum, Attorney at Law, 2700 First Indiana Plaza, 135 North Pennsylvania Street, Indianapolis, Indiana 46204.

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Stephen Goldsmith and Beverly Rippey, by me known and by me known to be the Mayor and City Clerk, respectively, of the City of Indianapolis, who acknowledged the execution of the foregoing "Trust Indenture" on behalf of said corporation.

WITNESS my hand and Notarial Seal this ____ day of _____, 1992.

Notary Public

(Printed Signature)

My Commission Expires:

My County of Residence:

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared _____ and _____, by me known and by me known to be the Vice President and Trust Officer and Vice President and Trust Officer, respectively, of _____, who acknowledged the execution of the foregoing "Trust Indenture" on behalf of said corporation.

WITNESS my hand and Notarial Seal this ____ day of _____, 1992.

Notary Public

(Printed Signature)

My Commission Expires:

Journal of the City-County Council

My County of Residence:

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared _____ and _____, by me known and by me known to be the Vice President and Vice President and Trust Officer, respectively, of _____, who acknowledged the execution of the foregoing "Trust Indenture" on behalf of said corporation.

WITNESS my hand and Notarial Seal this ____ day of _____, 1992.

Notary Public

(Printed Signature)

My Commission Expires:

My County of Residence:

EXHIBIT A

Real Estate

[to be inserted]

QUALIFIED ENTITY PURCHASE AGREEMENT

PURCHASE AGREEMENT, dated the __ day of _____, 1992, between The Indianapolis Local Public Improvement Bond Bank, a body corporate and politic ("Bond Bank"), created pursuant to the provisions of Indiana Code 5-1.4 ("Act"), having its principal place of business in the City of Indianapolis, Indiana, and the City of Indianapolis, Indiana, a consolidated city of the first class created pursuant to IC 36-3-1 and acting pursuant to its powers ("Qualified Entity").

WITNESSETH:

WHEREAS, pursuant to the Act and a resolution adopted by the Bond Bank, the Bond Bank is authorized to purchase securities (as defined in the Act) ("Securities"), issued by qualified entities (as defined in the Act); and

WHEREAS, the Qualified Entity has duly authorized the issuance of its bonds designated "City of Indianapolis Transportation Revenue Bonds, Series 1992" in the amount of \$_____ (the "Qualified Obligations"), and the Qualified Obligations are Securities to be purchased by the Bond Bank in accordance with this Purchase Agreement; and

WHEREAS, the Qualified Entity has adopted a special ordinance approving a Trust Indenture dated as of _____, 1992 (the "Indenture"), between the Qualified Entity and _____, as Trustee (the "Qualified Entity Trustee"), authorizing the issuance of the Qualified Obligations;

NOW THEREFORE, the Bond Bank and the Qualified Entity agree:

1. The Bond Bank hereby agrees to purchase the Qualified Obligations and the Qualified Entity hereby agrees to sell to the Bond Bank the Qualified Obligations concurrently with the issuance by the Bond Bank of its bonds referred to above at a price of \$_____ for the Qualified Obligations, plus accrued interest on the Qualified Obligations to the date of delivery (_____, 1992) of the Qualified Obligations minus costs of issuance of the Bond Bank's Transportation Revenue Bonds, Series 1992. The Qualified Obligations shall mature and bear interest as set forth in the Indenture. The other terms of the Qualified Obligations are set forth in the Indenture and are incorporated herein by reference.

2. The Qualified Entity has taken all proceedings required by law to enable it to issue its Qualified Obligations to be purchased by the Bond Bank.

3. Subject to Section 8, the Qualified Entity agrees to pay the Bond Bank, on each interest payment date for the Qualified Obligations, reasonable fees and charges attributable to the administration of the Qualified Obligations required by the Bond Bank.

4. Simultaneously with the delivery to the Bond Bank of the Qualified Obligations, which Qualified Obligations shall be substantially in the form set forth in the Indenture and registered in the name of the Bond Bank, the Qualified Entity shall furnish to the Bond Bank a transcript of proceedings and the opinion of Bose McKinney & Evans, bond counsel, as to, among other things, the validity of the Qualified Obligations and the excludability from gross income for federal tax purposes of interest on the Qualified Obligations under Section 103 of the Internal Revenue Code of 1986, as amended and as in effect on such date (the "Code"); provided, however, if the Qualified Entity is unable to cause bond counsel to deliver such opinion, this Agreement shall be of no force or effect.

5. The Qualified Entity and the Bond Bank agree that the Qualified Obligations and the payments to be made thereon may be pledged or assigned by the Bond Bank under and pursuant to the Trust Indenture, dated as of _____, 1992, between the Bond Bank and _____, as Trustee ("Bond Bank Indenture").

6. The Qualified Entity agrees to furnish to the Bond Bank, if available, as long as any of the Qualified Obligations remain outstanding, annual financial reports, audit reports and such other financial information as is reasonably requested by the Bond Bank.

7. The Qualified Entity covenants and agrees to comply with the rebate requirements of Section 148(f) of the Code. The Qualified Entity or the Qualified Entity Trustee will keep records of the investments made and the earnings on those investments and report this information to the Bond Bank annually so that the Bond Bank may make the rebate or penalty calculation. The Bond Bank will assess the Qualified Entity annually for its share of the arbitrage profits or penalty owed to the United States of America as a fee and will use these fees to pay the rebate amount owed.

8. If the Bond Bank determines to sell all or part of the Qualified Obligations, it agrees to pay or reimburse the Qualified Entity for all costs associated therewith including the printing of bonds, obtaining ratings therefor and providing services of a registrar and paying agent therefor.

9. Notwithstanding paragraphs 2 and 7 hereof to the contrary, the Qualified Entity's obligation to pay fees and charges imposed on the Qualified Entity thereunder shall be limited solely to Revenues available therefor under the Indenture.

10. If any provision of this Purchase Agreement shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such provision shall not affect any of the remaining provisions of this Purchase Agreement and this Purchase Agreement shall be construed and be in force as if such invalid or unenforceable provision had not been contained herein.

11. This Purchase Agreement may be executed in one or more counterparts, any of which shall be regarded for all purposes as an original and all of which constitute but one and the same instrument. The Bond Bank and the Qualified Entity each agree that they will execute any and all documents or other instruments and take such other actions as may be necessary to give effect to the terms of this Purchase Agreement.

12. No waiver by either the Bond Bank or the Qualified Entity of any term or condition of this Purchase Agreement shall be deemed or construed as a waiver of any other terms or conditions, nor shall a waiver of any breach be deemed to constitute a waiver of any subsequent breach, whether of the same or of a different section, subsection, paragraph, clause, phrase or other provision of this Purchase Agreement.

13. This Purchase Agreement merges and supersedes all prior negotiations, representations, and agreements between the Bond Bank and the Qualified Entity relating to the subject matter hereof and constitutes the entire agreement between the Bond Bank and the Qualified Entity in respect hereof.

IN WITNESS WHEREOF, we have hereunto set our hands as of the day and year first above written.

THE INDIANAPOLIS LOCAL PUBLIC
IMPROVEMENT BOND BANK

By: _____
_____, Chairman

Attest:

Executive Director

[Seal]

CITY OF INDIANAPOLIS

By: _____
Stephen Goldsmith, Mayor

Attest:

By: _____
Beverly Rippy, City Clerk

[Seal]

PROPOSAL NO. 531, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 531, 1992 on October 20, 1992. The proposal approves the Preliminary Board Resolution and the issuance of the bonds of the Redevelopment District for refinancing the Canal and Circle Centre Mall projects. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 531, 1992 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

3 NOT VOTING: Hinkle, Jimison, Rhodes

Proposal No. 531, 1992 was retitled GENERAL RESOLUTION NO. 10, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 1992

A GENERAL RESOLUTION approving the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana, in one or more series or issues, payable solely from taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited into the Consolidated Redevelopment Allocation Area Special Fund pursuant to the provisions of IC 36-7-15.1-26 and from other revenues of the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, pledged for the purpose as provided in IC 36-7-15.1-17(h).

WHEREAS, on October 1, 1992, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), being the governing body of the Redevelopment District of the City of Indianapolis, Indiana (the "District"), adopted a Preliminary Bond Resolution (Resolution No. 92-041) (the "Preliminary Bond Resolution") authorizing the issuance of special taxing district bonds of the District, in one or more series or issues, payable solely from taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited in the Consolidated Redevelopment Allocation Area Special Fund pursuant to the provisions of IC 36-7-15.1-26 and

from other revenues of the Commission pledged for the purpose as provided in IC 36-7-15.1-17(h) (the "Bonds"), for the purpose of procuring funds to be applied to the cost of refunding all or a portion of (i) the City of Indianapolis Redevelopment District Tax Increment Revenue Bonds of 1986 (the "Series 1986 Bonds"), (ii) the City of Indianapolis Redevelopment District Junior Tax Increment Revenue Bonds of 1988, Series A (the "Series 1988 A Bonds"), and (iii) the City of Indianapolis Redevelopment District Project and Subordinated Tax Increment Revenue Bond of 1988, Series B (the "Series 1988 B Bond"), and of property acquisition and redevelopment in the Consolidated Redevelopment Allocation Area, including all expenses reasonably incurred in connection with the acquisition and redevelopment of the property, including the total cost of all land, rights-of-way and other property to be acquired and redeveloped, all reasonable and necessary architectural, engineering, legal, financing, accounting, advertising, bond discount, and supervisory expenses related to the acquisition and redevelopment of the property or the issuance of the Bonds, capitalized interest permitted by IC 36-7-15.1 and a debt service reserve for the Bonds, to the extent that the Commission determines that a reserve is reasonably required, the total cost of all clearing and construction work as provided for in the Preliminary Bond Resolution, and expenses that the Commission may be required or permitted to pay under IC 8-23-17, together with the expenses in connection with or on account of the issuance of the Bonds authorized therein (collectively, the "Refunding and Project Costs"), in an aggregate principal amount not to exceed the total of the following estimated Refunding and Project Costs: \$30,000,000 for the advance refunding of the Series 1986 Bonds, \$315,000,000 for the advance refunding of the Series 1988 A Bonds and additional project costs, and \$40,000,000 for the current refunding of the Series 1988 B Bond; and

WHEREAS, the Commission has requested the approval of the City-County Council for the issuance of the Bonds pursuant to IC 36-3-5-8, and the City-County Council now finds that the issuance of the Bonds should be approved; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the Preliminary Bond Resolution and the issuance of the Bonds of the District, in one or more series or issues, payable solely from taxes on real property located in the Consolidated Redevelopment Allocation Area allocated and deposited in the Consolidated Redevelopment Allocation Area Special Fund pursuant to the provision of IC 36-7-15.1-26 and from other revenues of the Commission pledged for the purpose as provided in IC 36-7-15.1-17(h), in an aggregate principal amount not to exceed the total of the following estimated Refunding and Project Costs: \$30,000,000 for the advance refunding of the Series 1986 Bonds, \$315,000,000 for the advance refunding of the Series 1988 A Bonds and additional project costs, and \$40,000,000 for the current refunding of the Series 1988 B Bond.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 400, 1992. The proposal appropriates \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant. Councillor Dowden asked for consent to postpone Proposal No. 400, 1992 until November 9, 1992. Consent was given.

PROPOSAL NO. 508, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 508, 1992 on October 22, 1992. The proposal transfers and appropriates \$92,500 for the County Clerk to pay jury expenses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 508, 1992 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Borst, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Howard, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*

4 NAYS: *Black, Boyd, Jones, Williams*

4 NOT VOTING: *Coughenour, Hinkle, Rhodes, Short*

Proposal No. 508, 1992 was retitled FISCAL ORDINANCE NO. 68, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Ninety-two Thousand Five Hundred Dollars (\$92,500) in the County General Fund for purposes of the Marion County Justice Agency to transfer funds to the County Clerk.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d) and (dd) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for the Marion County Justice Agency to transfer funds to the County Clerk for payment of Court Services Jury Expenses.

SECTION 2. The sum of Ninety-two Thousand Five Hundred Dollars (\$92,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY CLERK</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$92,500</u>
TOTAL INCREASE	\$92,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$92,500</u>
TOTAL REDUCTION	\$92,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 509, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 509, 1992 on October 22, 1992. The proposal appropriates \$445,140 for the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and the County Auditor to continue the shared funding for the Metro Drug Task Force. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 509, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Howard, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

5 NOT VOTING: *Coughenour, Golc, Hinkle, Rhodes, Short*

Proposal No. 509, 1992 was retitled FISCAL ORDINANCE NO. 69, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Forty-five Thousand One Hundred Forty Dollars

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(\$445,140) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (dd), (z), (w), and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to pay for capital expenditures and provide salaries for law enforcement officers that are involved in the multi-jurisdictional pursuit of illegal drug activities.

SECTION 2. The sum of Four Hundred Forty-five Thousand One Hundred Forty Dollars (\$445,140) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$197,378
4. Capital Outlay	8,503
<u>COUNTY SHERIFF</u>	
1. Personal Services	58,879
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	137,566
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	42,814
TOTAL INCREASE	\$445,140

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$445,140
TOTAL REDUCTION	\$445,140

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 208, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 208, 1992 on October 21, 1992. The proposal amends the Code by authorizing intersection controls at Dr. Martin Luther King, Jr. Street and St. Clair Street (District 16). By a 7-1 vote, the Committee reported Proposal No. 208, 1992 to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Dowden, to strike. Proposal No. 208, 1992 was stricken by the following roll call vote; viz:

21 YEAS: *Beadling, Borst, Boyd, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams*

2 NAYS: *Black, Brents*

6 NOT VOTING: *Coughenour, Golc, Howard, Moriarty, Schneider, Short*

PROPOSAL NO. 243, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 243, 1992 on October 21, 1992. The proposal amends the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet

south of 52nd Street to 290 feet north of 52nd Street (District 6). By a 7-0 vote, the Committee reported Proposal No. 209, 1992 to the Council with the recommendation that it be stricken. Proposal No. 243, 1992 was stricken by the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

4 NOT VOTING: Coughenour, Hinkle, Howard, Short

PROPOSAL NO. 253, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 253, 1992 on October 26, 1992. The proposal amends the Code by restricting former city and county employees' dealings with their former employer. By a 5-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Rhodes moved, seconded by Councillor Curry, to strike. Proposal No. 253, 1992 was stricken by a unanimous voice vote.

PROPOSAL NO. 255, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 255, 1992 on October 20, 1992. The proposal concerns reduction of Councillor salaries. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor Dowden, to strike. Proposal No. 255, 1992 was stricken on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Boyd, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

9 NAYS: Black, Brents, Golc, Jimison, Jones, Moriarty, Mullin, Short, Williams

2 NOT VOTING: Coughenour, Howard

PROPOSAL NO. 286, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 286, 1992 on June 17, July 1, September 30, and October 21, 1992. The proposal concerns the reorganization of the Department of Transportation. On September 30, 1992 by a vote of 7-0, the Committee reported the proposal to the Council with the recommendation that it do pass. On October 12, 1992, Councillor Gilmer asked for consent to return the proposal to Committee. Consent was given. Councillor Gilmer stated that the proposal was amended as follows:

- (1) Sec. 271-2 was revised to delete the word "franchises" and insert the word "permits" to make sure it is understood that no additional authority was being granted to the department of transportation with respect to issuing franchises;
- (2) Sec. 271-11 was amended to use the same language with respect to appointment of the director as was used in the other reorganization proposals;
- (3) Secs. 271-13 and 271-101 were amended to change the name of the "asset management division" to "facilities management division";
- (4) Sec. 271-101 was further amended to clarify the responsibility of the "facilities management division" with respect to capital management plans; and

- (5) Sec. 271-101 and 271-201 were amended to place street lighting programs under the "facilities management division" rather than the "operations division."

On October 21, 1992 by a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption.

Councillor Golc said that he will be voting against Proposal No. 286, 1992 because he is concerned with some of the language in the proposal which may lead to privatization of the City's transportation services. He does not feel that the Metro bus drivers and employees can compete with private organizations for transportation contracts.

The President passed the gavel to Councillor West.

The President stated that the market place is probably the fairest place to determine the distribution of resources. He agrees with Councillor Golc in that there has to be equity in how it is done and that the government entity should have the tools or have access to the tools in order to compete.

Councillor West passed the gavel back to President SerVaas.

The President stated that there are a number of Metro bus union members present and he has given permission for a representative of this group to speak.

James Denton, President of the Amalgamated Transit Union, stated that the union is concerned that: (1) IC 36-3-4-23 gives the Department of Transportation (DOT) the right to make drastic changes to Metro without the Council's approval, and (2) the substitution of "permits" for "franchises" would allow DOT to bring in other companies to run their bus routes.

Councillor Schneider said that before another company could come in and run Metro's routes it would need a permit from the Public Service Commission.

E. Mitchell Roob, Director, Department of Transportation, said that it is not DOT's intention to create another public bus company for the City. DOT would like to work more closely with Metro in planning for public transportation.

Councillor Hinkle stated that he supports Proposal No. 286, 1992, as amended, because after talking with Mr. Roob and Robert G. Elrod, General Counsel, he feels confident that before the city administration could put together a competent transit organization or do away with the Metro's bus drivers jobs that it must come back to this body for approval.

Councillor Franklin asked Mr. Roob if Metro's goal is to make a profit or to provide a public service for the community. Mr. Roob responded that 72% of Metro's budget is derived from tax dollars; 100% of Metro's capital expenditures come from tax dollars. It is a system that is in place to assist those who are economically and medically transit dependent.

Councillor McClamroch asked Mr. Elrod if, in his opinion, this ordinance changes the City's rights concerning Metro. Mr. Elrod replied that it is his opinion that there is nothing in this

ordinance that has anything to do with Metro. Metro is a separate municipal corporation governed by its own board of directors.

Proposal No. 286, 1992, as amended, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Howard, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, West, Williams
6 NAYS: Beadling, Black, Brents, Golc, Jimison, Short
1 NOT VOTING: Smith

Councillor Smith stated that he abstained from voting due to a possible conflict of interest.

Proposal No. 286, 1992, as amended, was retitled GENERAL ORDINANCE NO. 113, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 113, 1992

A GENERAL ORDINANCE amending Chapter 271 of the Revised Code concerning the powers, duties and organization of the Department of Transportation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 271, Secs. 271-1, 271-2, 271-11 and 271-12, of the "Revised Code of the Consolidated City and County" be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text so that the sections read as follows:

ARTICLE I. DEPARTMENT ESTABLISHED

Sec. 271-1. Department ~~created; duties; powers~~ established.

(a) There is hereby ~~created~~ established a department of transportation for the consolidated city ~~as successor to the department of transportation created by IC 18-4-10 (repealed) pursuant to IC 36-3-5-4, subject to IC 36-3-4-23. The department shall have all powers and duties prescribed for it as of August 31, 1983, subject to IC 36-3-4-23.~~

Sec. 271-2. (b) Duties, powers. It shall be the responsibility of the department of transportation to plan, design, construct, maintain and operate roads, streets, bridges and other public ways, plan mass transportation systems, and grant and withhold ~~franchises permits~~ or other rights for the use of ~~roads~~ transportation rights-of-way within the consolidated city. ~~In addition, The department shall have all powers and duties prescribed by law for it as of August 31, 1983, subject to IC 36-3-4-23, conferred by IC 36-9-6.5 or other statutes, or ordinances or delegated by the mayor or established by ordinance.~~

ARTICLE II. ORGANIZATION

Sec. 271-11. Director.

~~The chief administrative officer~~ director of the department of transportation shall be ~~a director who shall be appointed by the mayor with subject to the approval of the city-county council as required by IC 36-3-5-2. The director is appointed for a term of one year and until his successor is appointed and qualified but to serve at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies.~~

Sec. 271-12. Power and duties.

The director of the department of transportation shall ~~have the following powers and duties:~~

- (1) ~~To supervise and coordinate the activities of~~ Manage the divisions within the department, provide policy direction, develop strategic management and develop capital improvement plans.

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- (2) ~~To~~ Oversee the daily operations of the department;
- (3) ~~To~~ prepare and submit the department's budget to the fiscal city controller officer as required by IC 36-3-5-5;
- (4) ~~To~~ appoint an administrator to be the head of each division of the department division administrators subject to the approval of the mayor as provided in IC 36-3-5-5;
- (5) ~~To~~ approve the hiring and dismissal of the personnel of the department subject to the limitations prescribed by the law and rules adopted by the mayor as provided in IC 36-3-5-5(c);
- (6) ~~To~~ manage the personnel of Provide administrative support to the department;
- (7) ~~To~~ delegate to the personnel employed in the department authority to act on his behalf of the director as provided in IC 36-3-5-5(c);
- (8) ~~To~~ execute contracts subject to the authority of the transportation board, the mayor, and any other limitations prescribed by law;
- (9) ~~To~~ approve or disapprove disbursement of funds subject to limitations prescribed by law; and
- (10) ~~Any~~ Exercise any other powers which may be conferred by statute or ordinance or ~~assigned~~ delegated by the mayor ~~or established by ordinance~~.

Sec. 271-~~13~~. Divisions; ~~duties; powers~~.

The department of transportation shall be composed of the following divisions:

- (1) Facilities Management Division.
- (2) Operation Division.
- (3) Finance and Administration Division.

ARTICLE III. DIVISIONS

Sec. 271-101. Facilities Management division. The Facilities Management division shall:

- (1) Develop and implement a facility management plan for capital improvements, resurfacing and maintenance projects;
- (2) Develop, implement and manage a program for the planning, design, engineering and land acquisition of all department projects;
- (3) Develop, implement and manage a project funding program;
- (4) Develop, implement and manage an asset inventory system;
- (5) Develop, implement and manage a program for the provision of streetlighting; and
- (6) Issue permits involving the use of the public right-of-way;
- (7) Provide for the efficient and safe movement of pedestrian and vehicular traffic within the public rights-of-way; and
- (8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

~~(1) Development division. The development division shall:~~

- ~~a. Provide all planning for the department in terms of long range improvement programs and short term work programs, including their funding and programming.~~
- ~~b. Provide for the inventory and inspection of all physical facilities within the jurisdiction of the department.~~
- ~~c. Provide all plan, design, engineering and land acquisition for all department improvement projects, including new construction, reconstruction, resurfacing, drainage, and curb and sidewalk projects.~~

- ~~d. Plan and establish programs, standards, and criteria relative to the provision of streetlighting.~~
- ~~e. Exercise powers necessary to facilitate efficient and safe movement of pedestrian and vehicular traffic within the public right-of-way under the jurisdiction of the consolidated city.~~
- ~~f. Plan preventive maintenance programs, maintenance programs and quality control programs as needed for implementation by the operations division and/or independent contractors.~~

Sec. 271-201. (2) Operations division. The operations division shall:

- ~~a. Implement all department construction programs including new construction, reconstruction, resurfacing, curb and sidewalk construction programs, programs for the installation of traffic control devices, signs, signals, pavement markings and symbols.~~
- b(1) Develop, implement and manage all department pavement, bridge, drainage and right-of-way maintenance programs, including programs for maintenance and repair services on streets, programs for drainage in the public right-of-way, programs for removal of ice and snow from streets, programs for cleaning streets, programs for trimming and cutting flora as may be necessary, within the public right-of-way under the jurisdiction of the consolidated city.
- (2) Develop, implement and manage department reactive service programs for snow removal, street cave-ins and other emergencies.
- c(3) Develop, implement and manage all department signal maintenance, sign manufacturing and installation, pavement marking programs, traffic programs, including programs for the investigation of inquiries concerning traffic conditions, programs for the placement, maintenance and operation of traffic control devices, signs, signals, pavement markings and symbols, and programs relating to streetlighting.
- (4) Develop, implement and manage contractual maintenance services for drainage, asphalt, concrete and signal repair.
- (5) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 271-301. (3) Finance and administration division. The finance and administration division shall:

- ~~a(1) Provide for the development~~ Develop, and implementation of and manage all department financial programs, budget administration, accounting, payroll, and purchasing programs and procedures, including preparing notices and billings for public improvement and services.
- ~~b(2) Provide for the development~~ Develop, and implementation of and manage all department administrative programs including, but not limited to, programs concerning data processing, equipment services, property management, fleet management, and personnel services.
- ~~c(3) Provide for the development,~~ Develop, implementation and monitoring of manage all department citizens services programs, including, but not limited to, programs concerning public information, citizen relations and neighborhood coordination.
- ~~d. Issue all permits involving the use of the public right of way required by chapters 28 and 29 of the 1975 Code, including driveway, street cut, handicapped parking and other permits.~~
- ~~e. Oversee the installation, operation and maintenance of parking meters within the jurisdiction of the consolidated city.~~
- (4) Develop, implement and manage all department training and safety programs.
- (5) Exercise the powers granted the department of transportation in IC 36-9-11.1.
- (6) Develop, implement and manage the installation, operation and maintenance of parking meters within the jurisdiction of the consolidated city; and
- (7) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

~~In addition each division shall have all powers conferred by statute, established by ordinance or delegated by the mayor.~~

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 306, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 306, 1992 on October 20, 1992. The proposal, sponsored by Councillors Hinkle, Curry, Franklin, Giffin, McClamroch, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith and West, freezes certain salaries for 1992 and limiting salary increases for 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor Hinkle, to strike. Proposal No. 306, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 410, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 410, 1992 on October 21, 1992. The proposal amends the Code by authorizing a traffic signal at the intersection of Franklin Road and 50th Street (District 5). By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor O'Dell, to strike. Proposal No. 410, 1992 was stricken by a majority voice vote.

PROPOSAL NO. 474, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 474, 1992 on October 21, 1992. The proposal amends the Code by changing an intersection control at Kelly Street and Shelby Street (Districts 20, 21). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Mullin, for adoption. Proposal No. 474, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Short, Williams

0 NAYS:

5 NOT VOTING: Howard, Jones, Shambaugh, Smith, West

Proposal No. 474, 1992 was retitled GENERAL ORDINANCE NO. 114, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 114, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32, Pg. 11	Kelly St. & Shelby St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32, Pg. 11	Kelly St. & Shelby St.	Shelby St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 499, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 499, 1992 on October 26, 1992. The proposal authorizes certain employees of Marion County to join the Public Employees Retirement Fund (P.E.R.F.). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 499, 1992 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

6 NOT VOTING: *Dowden, Franklin, Howard, Jones, Schneider, Short*

Proposal No. 499, 1992 was retitled SPECIAL RESOLUTION NO. 80, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1992

A SPECIAL RESOLUTION authorizing certain employees of Marion County to join the Public Employees Retirement Fund ("P.E.R.F").

WHEREAS, the City-County Council of Indianapolis and Marion County, on April 25, 1977 passed Special Resolution No. 5, 1977, authorizing certain employees of Marion County not already covered by a State pension plan to be covered by the P.E.R.F.; and

WHEREAS, the City-County Council now desires to allow for the participation of certain other employees in the P.E.R.F.; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. In addition to all county employees and elected and appointed officials covered by Special Resolution No. 5, 1977, the County of Marion elects to extend membership in the P.E.R.F. to County employees as described in Section 2.

SECTION 2. A. All County employees who occupy positions normally requiring performance of service of one thousand five hundred fifty (1,550) hours or more during a calendar year shall be members of the P.E.R.F. Participation of these employees in the P.E.R.F. shall date from July 1, 1978 (as provided in Special Resolution No. 5, 1977) or the employee's date of hire, whichever is later.

B. All County employees hired on or after April 1, 1992 who occupy positions normally requiring performance of service of less than one thousand five hundred and fifty (1,550) hours per year shall not be eligible to participate in the P.E.R.F.

C. All current County employees who occupy positions normally requiring performance of services of more than one thousand (1000) hours and less than one thousand five hundred fifty (1,550) during a calendar year and who are currently participating in the P.E.R.F. shall have the option of deciding whether they wish to continue their participation in the P.E.R.F. Employees who desire to discontinue their participation in the P.E.R.F. shall have until December 31, 1992 to notify the Marion County Auditor's Office that they wish to discontinue their participation. Any employee who does not notify the Auditor's office as to which option he/she

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desires shall be continued in the P.E.R.F. The date of participation for those employees who elect to remain in the P.E.R.F. shall be the date of July 1, 1978 or their date of hire, whichever is later.

SECTION 3. Should any provision, section, paragraph, sentence, clause or any other portion of this resolution be declared by a Court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this resolution. To this end the provisions of this resolution are severable.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 505, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 505, 1992 on October 22, 1992. The proposal transfers and appropriates \$1,000 for the Superior Court, Civil Division, Room Three, to purchase a recorder. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 505, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Howard*

Proposal No. 505, 1992 was retitled FISCAL ORDINANCE NO. 70, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Thousand Dollars (\$1,000) in the County General Fund for purposes of the Superior Court, Civil Division, Room Three, and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (oo) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Superior Court, Civil Division, Room Three, to purchase a recorder for the hearing room.

SECTION 2. The sum of One Thousand Dollars (\$1,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CIVIL
DIVISION, ROOM THREE

4. Capital Outlay
TOTAL INCREASE

COUNTY GENERAL FUND

\$1,000
\$1,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, CIVIL
DIVISION, ROOM THREE

2. Supplies
TOTAL REDUCTION

COUNTY GENERAL FUND

\$1,000
\$1,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 506, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 506, 1992 on October 22, 1992. The proposal transfers and appropriates \$2,650 for the Superior Court, Title IV-D Court, to purchase additional chairs. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 506, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Black*
1 NOT VOTING: *Howard*

Proposal No. 506, 1992 was retitled FISCAL ORDINANCE NO. 71, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Six Hundred Fifty Dollars (\$2,650) in the County General Fund for purposes of the Superior Court, Title IV-D Court, and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (yy) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Title IV-D Court, to purchase additional chairs for the newly constructed courtroom.

SECTION 2. The sum of Two Thousand Six Hundred Fifty Dollars (\$2,650) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT, TITLE IV-D COURT</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$2,650
TOTAL INCREASE	\$2,650

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT, TITLE IV-D COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$2,301
4. Capital Outlay	349
TOTAL REDUCTION	\$2,650

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 507, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 507, 1992 on October 22, 1992. The proposal transfers and appropriates \$2,000 for the Superior Court, Juvenile Division/Detention Center, for the IVY Tech program funded by a Ford Motor Company grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 507, 1992 was adopted on the following roll call vote; viz:

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26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

3 NOT VOTING: *Hinkle, Howard, Williams*

Proposal No. 507, 1992 was retitled FISCAL ORDINANCE NO. 72, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Dollars (\$2,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center, to transfer funds donated by Ford Motor Company for the IVY Tech Program.

SECTION 2. The sum of Two Thousand Dollars (\$2,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, JUVENILE
DIVISION/DETENTION CENTER

2. Supplies

TOTAL INCREASE

COUNTY GRANTS FUND

\$2,000

\$2,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, JUVENILE
DIVISION/DETENTION CENTER

3. Other Services and Charges

TOTAL REDUCTION

COUNTY GRANTS FUND

\$2,000

\$2,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 510, 511, 512, 515, 516, 519, 522 and 524, 1992. Councillor Gilmer asked for consent to vote on these eight transportation proposals together. Consent was given. PROPOSAL NO. 510, 1992. The proposal amends the Code by authorizing intersection controls in the Huntington Estates subdivision (District 1). PROPOSAL NO. 511, 1992. The proposal amends the Code by authorizing intersection controls in the Country Club Pines subdivision (District 18). PROPOSAL NO. 512, 1992. The proposal amends the Code by authorizing intersection controls in the Creekside Woods subdivision (District 13). PROPOSAL NO. 515, 1992. The proposal amends the Code by authorizing intersection controls at Park Avenue (WB) and 9th Street (District 22). PROPOSAL NO. 516, 1992. The proposal amends the Code by authorizing intersection controls at various locations (Districts 2, 8, 14, 21 and 22). PROPOSAL NO. 519, 1992. The proposal amends the Code by authorizing a multi-way stop at DePauw Boulevard and Purdue Road (District 1). PROPOSAL NO. 522, 1992. The proposal amends the Code by deleting intersection controls for vacated streets in the vicinity of Eli Lilly and Company (Districts 16, 21, 25). PROPOSAL NO. 524, 1992. The proposal amends the Code by deleting intersection controls on vacated streets in the vicinity of Mile Square (District 16). Councillor Gilmer

reported that the Transportation Committee heard these proposals on October 21, 1992. By a unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal Nos. 510, 511, 512, 515, 516, 519, 522 and 524, 1992 were adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

8 NOT VOTING: *Black, Coughenour, Giffin, Gilmer, Hinkle, Howard, Schneider, Williams*

Proposal No. 510, 1992 was retitled GENERAL ORDINANCE NO. 115, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 115, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
8, Pg.	Bluffridge Blvd & Manassas Pl	Bluffridge Blvd	Stop
8, Pg.	Manassas Ct & Manassas Pl	Manassas Pl	Yield
8, Pg.	Bluffridge Blvd & Twelve Oaks Blvd	Bluffridge Blvd	Stop
8, Pg.	Twelve Oaks Blvd & 71st St	71st St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 511, 1992 was retitled GENERAL ORDINANCE NO. 116, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 116, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 3	Firestone Ci., Sawgrass Dr. & Scottsdale Dr.	Sawgrass Dr. & Scottsdale Dr	Yield

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15, Pg. 4	Heather Beach Ln & Sawgrass Dr.	Sawgrass Dr.	Yield
15, Pg. 4	Inverrary Dr. & Pebble Beach Ct.	Inverrary Dr.	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 512, 1992 was retitled GENERAL ORDINANCE NO. 117, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 117, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35, Pg. 1	Calamus Ct. / Tanning Dr.	Tanning Dr.	Yield
35, Pg. 1	Copiah Ct. / Creeside Woods Dr.	Creeside Woods Dr.	Stop
35, Pg. 1	Creeside Woods Dr./ Creekstone Dr.	Creeside Woods Dr.	Stop
35, Pg. 1	Creeside Woods Dr./ Nobbe Ln.	Creeside Woods Dr.	Yield
35, Pg. 1	Creeside Woods Dr./ Panola Ct.	Creeside Woods Dr.	Yield
35, Pg. 1	Creeside Woods Dr./ Palmyra Dr.	Creeside Woods Dr.	Stop
35, Pg. 1	Creeside Woods Dr./ Tanning Dr.	Tanning Dr.	Stop
35, Pg. 1	Creekstone Dr./ Stillwood Ln.	Creekstone Dr.	Stop
35, Pg. 1	German Church Rd./ Tanning Dr.	German Church Rd.	Stop
35, Pg. 1	Palmyra Ct./ Palmyra Dr.	Palmyra Dr.	Yield
35, Pg. 1	Palmyra Dr./ Stillwood Ln.	Palmyra Dr.	Stop
35, Pg. 1	Stillwood Ct./ Stillwood Ln.	Stillwood Ln.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 515, 1992 was retitled GENERAL ORDINANCE NO. 119, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 119, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 22	Park Ave. (WB) & 9th St.	Park Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 22	Park Ave. (WB) & 9th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 516, 1992 was retitled GENERAL ORDINANCE NO. 120, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 120, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 8	Thornycroft Dr. & Walney Rd.	Thornycroft Dr.	Stop
23, Pg. 6	Polco St. & 14th St.	Polco St.	Stop
25, Pg. 13	Herman St. & Market St.	None	None
32, Pg. 2	Beecher St. & St. Paul St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 11	Park Forest Ct. & 46th St.	46th St.	Stop
25, Pg. 13	Herman St. & Market St.	Market St.	Stop

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32, Pg. 2	Beecher St. & St. Paul St.	Beecher St.	Stop
32, Pg. 8	Empire St. & Warsaw St.	Empire St.	Stop
32, Pg. 14	McCarty St. & Wright St.	McCarty St. (EB/ SWB)	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 519, 1992 was retitled GENERAL ORDINANCE NO. 122, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 122, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 1	DePauw Blvd. & Purdue Rd.	Purdue Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg 1	Depauw Blvd. & Purdue Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 522, 1992 was retitled GENERAL ORDINANCE NO. 124, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 124, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 3	Bicking St. & Delaware St.	Delaware St.	Stop
32 Pg. 3	Bicking St. & East St.	East St.	Stop
32 Pg. 8	East St. & Norwood St.	None	

32 Pg. 8	East St. & Wyoming St.	East St.	Stop
32 Pg. 10	Home Pl & Merrill St	Merrill St.	Stop
32 Pg. 14	McCarty St. & New Jersey St.	New Jersey St.	Stop
32 Pg. 15	Merrill St. & New Jersey St.	Merrill St.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 524, 1992 was retitled GENERAL ORDINANCE NO. 125, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 125, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 1	Alabama St. & Pearl St.	Alabama St.	Stop
25 Pg. 1	Allegheny St. & Pierson St.		All Way
25 Pg. 5	Capitol St. & Miami St.		None
25 Pg. 8	Court St. & East St.	East St.	Stop
25 Pg. 15	Illinois St. & Pearl St.	Illinois St.	Stop
25 Pg. 17	Maryland St. & Missouri St.	Maryland St.	Stop
25 Pg. 18	Miami St. & New Jersey St.		None
25 Pg. 18	Miami St. & Roanoke St.		None
25 Pg. 18	Miami St. & Senate Av.		None
25 Pg. 21	Ohio St. & Roanoke St.		None

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 514, 518, 520, 525, 526 and 527, 1992. Councillor Gilmer asked for consent to vote on these six transportation proposals together. Consent was given.

PROPOSAL NO. 514, 1992. The proposal amends the Code by authorizing intersection controls at Broadway Street and 57th Street (District 7). PROPOSAL NO. 518, 1992. The proposal amends the Code by changing the intersection controls at Pennsylvania Street and 14th Street (District 22). PROPOSAL NO. 520, 1992. The proposal amends the Code by changing the intersection controls at Capitol Avenue and 14th Street (District 22). PROPOSAL NO. 525, 1992. The proposal amends the Code by authorizing parking restrictions for Capitol Avenue between Washington Street and Louisiana, and authorizing parking meters on Capitol Avenue (District 16). PROPOSAL NO. 526, 1992. The proposal amends the Code by authorizing one-way traffic on Merrill Street from Delaware Street to Pennsylvania Street (District 16). PROPOSAL NO. 527, 1992. The proposal amends the Code by authorizing a 40 mph speed limit on Davis Road between Brookville Road and Vandergriff Road (District 13). Councillor Gilmer reported that the Transportation Committee heard these proposals on October 21, 1992. By a 6-1 vote, the Committee reported Proposal No. 514, 1992 to the Council with the recommendation that it do pass. By a unanimous voice vote, the Committee reported Proposal Nos. 518, 520, 525, 526 and 527, 1992 to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal Nos. 514, 518, 520, 525, 526 and 527, 1992 were adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Howard, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West, Williams*
 0 NAYS:
 5 NOT VOTING: *Franklin, Hinkle, Jimison, McClamroch, SerVaas*

Proposal No. 514, 1992 was retitled GENERAL ORDINANCE NO. 118, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 118, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 2	Broadway St. & 57th St.	Broadway St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 2	Broadway St. & 57th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 518, 1992 was retitled GENERAL ORDINANCE NO. 121, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 121, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 23	Pennsylvania St. & 14th St. (EB)	None	Signal
25, Pg. 23	Pennsylvania St. & 14th St. (WB)	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 23	Pennsylvania St. & 14th Street (EB)	Pennsylvania	Stop
25, Pg. 23	Pennsylvania St. & 14th St.	Pennsylvania	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 520, 1992 was retitled GENERAL ORDINANCE NO. 123, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 123, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 5	Capitol Av. & 14th St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 5	Capitol Av. & 14th Street	Capitol Av.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

October 26, 1992

Proposal No. 525, 1992 was retitled GENERAL ORDINANCE NO. 126, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 126, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing, or parking prohibited at designated locations on certain days and hours; and Section 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Capitol Avenue, on the east side, from
Washington Street to a point
204 feet south of Washington Street

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS

From 6:00 a.m. to 9:00 a.m. and
From 3:00 p.m. to 6:00 p.m.

Capitol Avenue, on the east side, from
a point 204 feet south of Washington Street
to a point 291 feet south of Washington Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Capitol Avenue, on the east side, from
Washington Street to Georgia Street

Capitol Avenue, on the east side, from
300 feet south of Georgia Street
to McCarty Street

Capitol Avenue, on the west side, from
Court Street to Washington Street

Capitol Avenue, on the west side, from
Maryland Street to McCarty Street

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-283, parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Capitol Avenue, on the east side, from
Georgia Street to a point
300 feet south of Georgia Street

Capitol Avenue, on the west side, from
Washington Street to Maryland Street

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 526, 1992 was retitled GENERAL ORDINANCE NO. 127, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 127, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

WESTBOUND

Merrill Street, from Delaware to Pennsylvania Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 527, 1992 was retitled GENERAL ORDINANCE NO. 128, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 128, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

40 MPH

Davis Road, from
Brookville Road to Vandergriff Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 26th day of October, 1992.

October 26, 1992

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beert Lerwaas

President

ATTEST:

Ben J. Kipp

Clerk of the Council

(SEAL)

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**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 9, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, November 9, 1992, with Councillor SerVaas presiding.

Councillor Mullin led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 Present: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
[Clerk's Note: Glenn Howard resigned; he has been elected to the Indiana Senate, District 33.]

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Boyd acknowledged the presence of members of the Concerned Clergy.

Councillor Short acknowledged the presence of the Stanley K. Lacy Executive Leadership class, sponsored by the Chamber of Commerce.

Councillor Beadling introduced Glenn Adams, a constituent in her district.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 9, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

October 26, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 29, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 544, 546 and 547, 1992, to be held on Monday, November 9, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

November 4, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Friday, November 6, 1992, a copy of LEGAL NOTICE on General Ordinance No. 95, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 68, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Ninety-two Thousand Five Hundred

November 9, 1992

Dollars (\$92,500) in the County General Fund for purposes of the Marion County Justice Agency to transfer funds to the County Clerk.

FISCAL ORDINANCE NO. 69, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Four Hundred Forty-five Thousand One Hundred Forty Dollars (\$445,140) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 70, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Thousand Dollars (\$1,000) in the County General Fund for purposes of the Superior Court, Civil Division, Room Three, and reducing certain other appropriations for that Court.

FISCAL ORDINANCE NO. 71, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Six Hundred Fifty Dollars (\$2,650) in the County General Fund for purposes of the Superior Court, Title IV-D Court and reducing certain other appropriations for that Court.

FISCAL ORDINANCE NO. 72, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Dollars (\$2,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing certain other appropriations for that Division.

SPECIAL RESOLUTION NO. 71, 1992, remembering former deputy mayor Michael A. Carroll.

SPECIAL RESOLUTION NO. 72, 1992, remembering civic leader Frank E. McKinney, Jr.

SPECIAL RESOLUTION NO. 73, 1992, remembering community leader Robert V. Welch.

SPECIAL RESOLUTION NO. 74, 1992, remembering the life of civic leader John R. Weliever.

SPECIAL RESOLUTION NO. 75, 1992, recognizing Hook's Drugs Samaritan Van.

SPECIAL RESOLUTION NO. 76, 1992, concerning William P. Bennett, Jr.

SPECIAL RESOLUTION NO. 77, 1992, authorizing the amendment of Special Resolution No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to April 30, 1993.

SPECIAL RESOLUTION NO. 78, 1992, authorizing the amendment of Special Resolution No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division to April 30, 1993.

SPECIAL RESOLUTION NO. 79, 1992, rendering advice to the Hospital Authority of Marion County concerning the proposed issuance of \$20,500,000 hospital facilities revenue bonds for Sisters of St. Francis Health Services, Inc.

SPECIAL RESOLUTION NO. 80, 1992, authorizing certain employees of Marion County to join the Public Employees Retirement Fund (P.E.R.F.).

SPECIAL ORDINANCE NO. 15, 1992, authorizing the issuance and sale of bonds of the City for the reconstruction and repair of streets, roads, curbs and sidewalks and appropriating the sum of \$55,000,000 for such purposes.

GENERAL RESOLUTION NO. 10, 1992, approving the Preliminary Board Resolution and the issuance of the bonds of the Redevelopment District for refinancing the Canal and Circle Centre Mall projects.

GENERAL ORDINANCE NO. 112, 1992, recodifying and amending the Code concerning vehicle taxes.

GENERAL ORDINANCE NO. 113, 1992, concerning the reorganization of the Department of Transportation.

GENERAL ORDINANCE NO. 115, 1992, amending the Code by authorizing intersection controls in the Huntington Estates subdivision (District 1).

GENERAL ORDINANCE NO. 116, 1992, amending the Code by authorizing intersection controls in the Country Club Pines subdivision (District 18).

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GENERAL ORDINANCE NO. 117, 1992, amending the Code by authorizing intersection controls in the Creekside Woods subdivision (District 13).

GENERAL ORDINANCE NO. 118, 1992, amending the Code by authorizing intersection controls at Broadway Street and 57th Street (District 7).

GENERAL ORDINANCE NO. 119, 1992, amending the Code by authorizing intersection controls at Park Avenue (WB) and 9th Street (District 22).

GENERAL ORDINANCE NO. 120, 1992, amending the Code by authorizing intersection controls at various locations (Districts 2, 8, 14, 21 and 22).

GENERAL ORDINANCE NO. 121, 1992, amending the Code by changing the intersection controls at Pennsylvania Street and 14th Street (District 22).

GENERAL ORDINANCE NO. 122, 1992, amending the Code by authorizing a multi-way stop at DePauw Boulevard and Purdue Road (District 1).

GENERAL ORDINANCE NO. 123, 1992, amending the Code by changing the intersection controls at Capitol Avenue and 14th Street (District 23).

GENERAL ORDINANCE NO. 124, 1992, amending the Code by deleting intersection controls for vacated streets in the vicinity of Eli Lilly and Company (Districts 16, 21, 25).

GENERAL ORDINANCE NO. 125, 1992, amending the Code by deleting intersection controls on vacated streets in the vicinity of Mile Square (District 16).

GENERAL ORDINANCE NO. 126, 1992, amending the Code by authorizing parking restrictions for Capitol Avenue between Washington Street and Louisiana, and authorizing parking meters on Capitol Avenue (District 16).

GENERAL ORDINANCE NO. 127, 1992, amending the Code by authorizing one-way traffic on Merrill Street from Delaware Street to Pennsylvania Street (District 16).

GENERAL ORDINANCE NO. 128, 1992, amending the Code by authorizing a 40 mph speed limit on Davis Road between Brookville Road and Vandergriff Road (District 13).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

November 9, 1992

Dr. Beurt SerVaas
President, City-County Council
Suite 241 City-County Building
Indianapolis, Indiana 46204

RE: GO 114, 1992

Dear Dr. SerVaas:

On October 26, 1992, the members of the City-County Council passed proposal 474. That ordinance (GO 114) authorized the removal of a traffic signal at the intersection of Kelly Street and Shelby Street. While we all agree that the primary function of the referenced traffic signal was to provide emergency egress for the former IFD fire station at Kelly Street and Shelby Street, I have since been informed that the traffic signal should remain in place.

Following the meeting, the Principal at Central Catholic School expressed concern that the traffic signal ensured a much needed safe crosswalk for school children walking to and from school. It is my understanding that Councillors Tim Mullin and Frank Short have been consulted and concur with the plan allowing the traffic signal to remain and Councillor Borst called to request I not sign the ordinance.

November 9, 1992

In addition, the Department of Transportation has agreed to review all other alternatives to improve the efficiency at this intersection. Options include pedestrian push button activation and side street activation on Kelly Street to traffic delays are minimized on Shelby Street.

For these reasons I do not intend to sign GO 114, 1992. Thank you for your cooperation and understanding, I would be glad to discuss these changes further if someone has additional concerns.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 597, 1992. This proposal, sponsored by Councillor Boyd, recognizes the City-County Council service of Glenn L. Howard. Councillor Boyd read the resolution and presented a framed document to Mr. Howard, who expressed appreciation for the recognition. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 597, 1992 was adopted by unanimous voice vote.

Proposal No. 597, 1992 was retitled **SPECIAL RESOLUTION NO. 81, 1992** and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 1992

A SPECIAL RESOLUTION recognizing the City-County Council service of Glenn L. Howard.

WHEREAS, a free nation rests upon the willingness of responsible citizens to actively participate in the governmental process; and

WHEREAS, the pursuit and achievement of elective public office with its attendant commitments of self, time and energy is one of the highest expressions of citizenship participation; and

WHEREAS, City-County Councillor Glenn L. Howard has, with sincerity and zeal, served his neighborhood constituents well from January, 1976, through November, 1992; and

WHEREAS, Councillor Howard was intense about those things that were close to his heart, was a tireless warrior against drugs and inner-city lawlessness, and was a champion for racial fair play, the parks system, public golf courses, jobs and for the best interests of the common folks; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the nearly seventeen (17) years of dedicated public service given by Glenn L. Howard as a member of the Council.

SECTION 2. The Council will miss his sincere and enthusiastic voice in the service of the city, and wishes Senator Howard well during his future State Senate lawmaking.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 598, 1992. This proposal, sponsored by Councillor Williams, recognizes Community Organizations Legal Assistance Project, Inc. Councillor Williams read the

resolution and presented framed documents to representatives from the Community Organizations Legal Assistance Project, Inc., Stephen D. Smith, Chairman of the Board of Directors, and Jeffrey R. Pankratz, Executive Director. Both expressed appreciation for the recognition. Councillor Williams moved, seconded by Councillor West, for adoption. Proposal No. 598, 1992 was adopted by unanimous voice vote.

Proposal No. 598, 1992 was retitled SPECIAL RESOLUTION NO. 82, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 1992

A SPECIAL RESOLUTION recognizing Community Organizations Legal Assistance Project, Inc.

WHEREAS, the Community Organizations Legal Assistance Project, Inc. offers pro bono legal assistance to Central Indiana nonprofit community organizations to develop affordable housing, create jobs and provide social services; and

WHEREAS, donated legal assistance includes such services as incorporating, securing tax exempt status, acquiring real estate, zoning, and networking with social service agencies; and

WHEREAS, during its first few months the Project has recruited a panel of over fifty volunteer attorneys and is already assisting or counselling community organizations such as West Indianapolis Development Corp., Hometowne House Residents Council, Fountain Square Church and Community Project, Community Fellowship Ministries, Westside Community Development Corp., Jesus Bridges the Gap Aftercare Ministries and Rainbow of Hope, along with others; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Community Organizations Legal Assistance Project, Inc.

SECTION 2. The Council especially recognizes the Board of Directors consisting of Chair, Stephen D. Smith, Krieg DeVault Alexander & Capehart; Vice Chair, Steven L. Householder, Inland Container Corp.; Treasurer, Richard C. Starkey, Baker & Daniels; Secretary, Dennis P. Lee, Indiana Secretary of State's Office; Joseph J. Andrew, Bingham Summers Welsh & Spilman; Roderick E. Bohannon, Legal Services Organization of Indiana; Donald D. Bussell, INB Bank; Bruce D. Donaldson, Barnes & Thornburg; Dennis A. Johnson, Johnson Smith Densborn Wright & Heath; Michael A. Jordan, Attorney At Law; Holiday Hart McKiernan, Attorney At Law; Lauren K. Robel, I.U. School of Law; Anthony J. Rose, Kineman Rose Wolf & Wallack; Marc W. Sciscoe, Ice Miller Donadio & Ryan; Thomas H. von Kamecke, Indiana Continuing Legal Education Forum; and David L. Wills, Bose McKinney & Evans; Executive Director Jeffrey R. Pankratz; the COLAP Advisory Council; the more than fifty volunteer attorneys who are the lifeblood of the organization; and those who financially support the project.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 542, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 542, 1992 on November 5, 1992. The proposal appoints William Simons to the Equal Opportunity Advisory Board. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 542, 1992 was adopted by a unanimous voice vote.

Proposal No. 542, 1991 was retitled COUNCIL RESOLUTION NO. 72, 1991 and reads as follows:

November 9, 1992

CITY-COUNTY COUNCIL RESOLUTION NO. 72, 1992

A COUNCIL RESOLUTION appointing William Simons to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

William Simons

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 584, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing tax anticipation borrowing for the City of Indianapolis during the period from January 1, 1993 through December 31, 1993"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 585, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1993 through December 31, 1993"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 586, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing James O. Dillard to the Speedway Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 587, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,000 for the Prosecuting Attorney to pay for additional computer equipment and consulting services associated with the computer system linkup between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 588, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$46,500 for the Prosecuting Attorney to assist in operating the Multi-Agency Drug Interdiction Task Force funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 589, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$66,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 590, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$128,134 for the

Prosecuting Attorney to continue the Victim Advocate Project funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 591, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 592, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$23,283 for the County Sheriff to continue to pay the salary of one employee who is assisting with the Child Abuse Awareness Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 593, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$65,000 for the Superior Court, Juvenile Division/Detention Center, to cover a projected deficit in salaries"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 594, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the billing and collection of charges and fees for the use of the sewer system"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 596, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Oxford Street and 58th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 599, 1992. Introduced by Councillors Giffin and Jones. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning the White River Greenway"; and the President referred it to the Transportation Committee.

Councillor Curry asked for consent to introduce Proposal No. 595, 1992 at this time. Consent was given. PROPOSAL NO. 595, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to pay for projects for the general public safety and welfare within the City"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 582, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 582, 1992 on November 4, 1992. The proposal authorizes the amendment of S.R. No. 39, 1992 to extend the expiration date on the Inducement Resolution for Herff Jones, Inc. to May 31, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 582, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Black, Golc, Hinkle*

Proposal No. 582, 1992 was retitled SPECIAL RESOLUTION NO. 83, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 1992

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1992 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-6-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 39, 1992 (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Herff Jones, Inc. (the "Company") which Inducement Resolution set an expiration date of November 30, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of November 30, 1992, contained therein and replacing said date with the date of May 31, 1993.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Giffin stated that due to a conflict of interest he will abstain from voting on Proposal No. 583, 1992. He has asked Councillor Ruhmkorff to give the Committee report on Proposal No. 583, 1992.

PROPOSAL NO. 583, 1992. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 583, 1992 on November 4, 1992. The proposal authorizes the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$5,000,000. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption. Proposal No. 583, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Giffin, Golc, Jimison*

Proposal No. 583, 1992 was retitled SPECIAL ORDINANCE NO. 16, 1992 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 16, 1992

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project)" in an aggregate principal amount not to exceed \$5,000,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Indianapolis Water Company (the "Company"), and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on November 4, 1992, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by the Company which will be initially owned and operated by the Company complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively, the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens. The acquisition, installation, equipping, and/or renovation of the economic development facilities will take place in the following locations, all of which are located in Indianapolis, Indiana:

1. Fall Creek Station (4300 block of Allisonville Road);
2. South Well Field (Southport Road and Harding Street);
3. White River Station (950 West 16th Street);
4. Edmondson Station (Edmondson Avenue and E. Washington Street);
5. Reinforcement main in Dandy Trail from West 34th Street to Crawfordsville Road; and
6. General capital items, including valves, taps, meters and hydrants at various locations in Indianapolis

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Indenture of Trust, Loan Agreement, Guaranty Agreement, Underwriting Agreement, Preliminary Official Statement and the form of the City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the City of Indianapolis familiar with the matters with respect to the City of Indianapolis set forth in the

Preliminary Official Statement is hereby authorized to certify to the Underwriter (as defined in the Financing Documents) that the information in the Preliminary Official Statement with respect to the City of Indianapolis is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 4. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$5,000,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Underwriting Agreement at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 10%. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the city of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in this Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27 (a)(1) through (a)(10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 600-603, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 5, 1992". The Council did not schedule Proposal Nos. 600-603, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 600-603, 1992 were retitled REZONING ORDINANCE NOS. 118-121, 1992 and are identified as follows:

REZONING ORDINANCE NO. 118, 1992. 92-Z-102 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.

12219 EAST 79TH STREET (approximate address), INDIANAPOLIS.

CHARLES A. PECHETTE and WILLIAM R. TOLLER, by Ray Good, request the rezoning of 42.7 acres, being in the D-A District, to the D-3 classification to provide for the development of a single family residential subdivision.

REZONING ORDINANCE NO. 119, 1992. 92-Z-105 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.

6202 EAST EDGEWOOD AVENUE (approximate address), INDIANAPOLIS.

ADAMS AND MARSHALL DEVELOPMENT COMPANY, INC., requests the rezoning of 30.48 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 120, 1992. 92-Z-110 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.

9020 CRAWFORDSVILLE ROAD (approximate address), INDIANAPOLIS.

LOREN W. TOLER, by Ray Good, requests the rezoning of 0.435 acre, being in the CID District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 121, 1992. 92-Z-111 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #11.

3716 NORTH SHERMAN DRIVE (approximate address), INDIANAPOLIS.

ROBERT L. and RUTH STOTT request the rezoning of 0.50 acre, being in the D-5 District, to the C-3 classification to provide for an existing beauty shop.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 360, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 360, 1992 on October 27, 1992. The proposal, sponsored by Councillor Curry, appropriates \$25,452 for the County Recorder to cover monthly payments for document imaging computer equipment. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Gilmer stated that initially he voted against this proposal in Committee, but after doing some research on it, he can now support the ordinance.

The President called for public testimony at 7:48 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Curry, for adoption. Proposal No. 360, 1992, as amended, was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 360, 1992, as amended, was retitled FISCAL ORDINANCE NO. 73, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Four Hundred Fifty-two Dollars (\$25,452) in the County Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (h) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to appropriate money from copy fees to make monthly payments for document imaging computer equipment.

SECTION 2. The sum of Twenty-five Thousand Four Hundred Fifty-two Dollars (\$25,452) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY RECORDER

4. Capital Outlay
TOTAL INCREASE

COUNTY RECORDER'S PERPETUATION FUND

\$25,452
\$25,452

SECTION 4. The said additional appropriations are funded by the following reductions:

COUNTY RECORDER'S PERPETUATION FUND

Unappropriated and Unencumbered	
County Recorder's Perpetuation Fund	<u>\$25,452</u>
TOTAL REDUCTION	<u>\$25,452</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 400, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 400, 1992 on October 28, 1992. The proposal appropriates \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 400, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams*
 0 NAYS:
 2 NOT VOTING: *Gilmer, Smith*

Councillor Smith stated that due to a possible conflict of interest he abstained from voting on Proposal No. 400, 1992.

Proposal No. 400, 1992 was retitled FISCAL ORDINANCE NO. 74, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Six Hundred Dollars (\$25,600) in the State and Federal Grants Fund for purposes of the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
 CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (uu) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Domestic Relations Counseling Bureau to fund Visiting Nurse Service as part of its Family Connection Center Program.

SECTION 2. The sum of Twenty-five Thousand Six Hundred Dollars (\$25,600) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DOMESTIC RELATIONS COUNSELING BUREAU</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>\$25,600</u>
TOTAL INCREASE	<u>\$25,600</u>

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$25,600</u>
TOTAL REDUCTION	<u>\$25,600</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Williams stated that as a point of personal privilege she wanted to know if foster parent checks were going to be sent out ten to fifteen days late by the County Auditor's Office.

William Lantz, Deputy Auditor, said that the Welfare Department has to borrow \$10.4 million to fund its budget deficit. The Auditor will be receiving bids Thursday morning, November 12, 1992, from financial institutions in Marion County. A selection will be made that day and the money should be in the Auditor's accounts by Monday, November 16, 1992. This will mean a delay of one week in sending out foster parent checks.

Councillor West said that if the bank is selected on Thursday, the money could be made available on Friday; and if the checks are prepared ahead of time, they could be mailed Friday or Saturday.

Councillor Giffin stated that he believes that with extra effort on everyone's part, the checks to foster parents could certainly be speeded up.

The President asked Mr. Lantz to keep him and Councillor Williams informed on this matter.

PROPOSAL NO. 546, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 546, 1992 on October 28, 1992. The proposal appropriates \$142,665 of Home Detention User Fees for Community Corrections to cover personnel, equipment and supply costs during the 1992-93 fiscal year. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 546, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Ruhmkorff*

Proposal No. 546, 1992 was retitled FISCAL ORDINANCE NO. 75, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Forty-two Thousand Six Hundred Sixty-five Dollars (\$142,665) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the

November 9, 1992

increases and reductions hereinafter stated for purposes of Community Corrections to appropriate Home Detention User Fees for Personnel, Equipment and Supply expenditures.

SECTION 2. The sum of One Hundred Forty-two Thousand Six Hundred Sixty-five Dollars (\$142,665) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Services	\$ 65,520
2. Supplies	1,500
4. Capital Outlay	65,098
 <u>COUNTY AUDITOR</u>	
1. Personal Services (Fringes)	10,547
TOTAL INCREASE	<u>\$142,665</u>

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>\$142,665</u>
TOTAL REDUCTION	<u>\$142,665</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 547, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 547, 1992 on October 29, 1992. The proposal amends the Code by extending the current sewer service and user rates. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 547, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

3 NOT VOTING: *Beadling, Black, Dowden*

Proposal No. 547, 1992 was retitled GENERAL ORDINANCE NO. 129, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 129, 1992

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 27-102 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 27-102. Basis for charge; how calculated.

(a) Established. The sewer user charge imposed by this article shall be based upon the following general formulas:

$$V_T = Vu_1 + Vu_2 \dots + Vu_n$$

$$V_c = \frac{C_T - C_I - C_U - C_E - I}{V_T} + \frac{0.25(C_I + C_U + Cu)}{V_T}$$

$$Cc = \frac{0.75(C_I + C_U + Cu)}{T_c} + 12$$

Nonindustrial user:

$$R = Vu(V_c) + Cc$$

Industrial user:

$$R = Vu(V_c) + Bc(B) + Sc(S) + Nc(N) + Pc(P) + Vu(I_u) + Cc$$

Where

- Cc = Availability of service charge per month.
- C_T = Total operation and maintenance cost per a unit of time.
- C_I = Operation and maintenance cost to transport and treat infiltration per a unit of time.
- C_U = Operation and maintenance cost to transport and treat inflow per a unit of time.
- C_U = Operation and maintenance cost to transport and treat unmetered water per a unit of time.
- C_E = Operation and maintenance cost to treat wastes in excess of base level strength.
- V_c = Operation and maintenance cost to transport and treat a unit of users' wastes equal to or below the base level strength.
- Bc = Operation and maintenance cost to treat a unit of BOD.
- Sc = Operation and maintenance cost to treat a unit of SS.
- Nc = Operation and maintenance cost to treat a unit of ammonia nitrogen.
- Pc = Operation and maintenance cost to treat any other pollutant.
- B = Amount of BOD from a user above a base level.
- S = Amount of SS from a user above a base level.
- N = Amount of ammonia nitrogen from a user above a base level.
- P = Amount of any other pollutant from a user above a base level.
- V_U = Volume contribution per user per a unit of time.
- V_T = Total volume contribution from all users per a unit of time (does not include infiltration, inflow and unmetered).
- I = Industrial surveillance cost per a unit of time.
- I_u = Industrial surveillance cost per a unit of industrial volume per a unit of time.
- R = User's charge for operation and maintenance per a unit of time.
- V_R = Total waste water contributed by residential customers per a year.
- T_C = Total number of connections to the system.

(b) Application. Until amended the following rates or factors shall apply; effective January 1, 1985, and shall be in effect for the calendar years 1985, 1986, 1987, 1988, 1989, 1990, 1991, and 1992 and for the first four months of 1993, January 1 through April 30:

- Vc = \$1.1339 per 1,000 gallons
- Iu = \$0.0539 per 1,000 gallons
- Bc = \$0.0859 per pound
- Sc = \$0.0970 per pound
- Cc = \$2.03 per month
- N = \$0.4474 per pound

(c) Minimum charge and base level. The minimum charge on any monthly billing for an industrial user shall be \$5.59 and non-industrial user shall be \$5.43. Further, for the purpose of the foregoing formulas, the BOD base level shall be 250 milligrams per liter, and SS base level shall be 300 milligrams per liter, and NH₃-N base level shall be 20 milligrams per liter. The industrial and non-industrial rates and charges will be based on the quantity of water used on or delivered to the property or premises subject to such rates and charges, as the same is measured by the water meters in use and the strength of the waste where applicable except as hereinafter provided.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings

begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NOS. 139, 141 and 142, 1992. The President ruled that these three proposals would be voted on together. PROPOSAL NO. 139, 1992. The proposal approves an amendment to the Public Safety Training Academy Lease between the City and the Building Authority. PROPOSAL NO. 141, 1992. The proposal approves an amendment to the Marion County Jail Lease between the County and the Building Authority. PROPOSAL NO. 142, 1992. The proposal approves an amendment to the Marion County Juvenile Detention Center Lease between the County and the Building Authority. Councillor Rhodes reported that the Administration and Finance Committee heard these proposals on November 5, 1992. By a 4-0-1 vote, the Committee reported Proposal No. 139, 1992 to the Council with the recommendation that it do pass. By a 4-0-1 vote, the Committee reported Proposal Nos. 141 and 142, 1992 to the Council with the recommendation that they do pass as amended. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 139, 1992, and Proposal Nos. 141 and 142, 1992, as amended, were adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

4 NOT VOTING: Hinkle, Moriarty, Rhodes, Short

Councillor Rhodes stated that he abstained due to a possible conflict of interest.

Proposal No. 139, 1992 was retitled SPECIAL RESOLUTION NO. 84, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 1992

A SPECIAL RESOLUTION approving a First Amendment to the Public Safety Training Academy Lease dated April 27, 1988, between the Indianapolis-Marion County Building Authority (the "Authority"), and the City of Indianapolis, Indiana (the "City").

WHEREAS, the Authority and the City entered into a Lease on April 27, 1988, pursuant to which the City leased from the Authority the Public Safety Training Academy (the "Lease"); and

WHEREAS, the Authority has previously issued its Training Academy Bonds of 1988 in the original aggregate principal amount of Two Million Four Hundred Eighty Thousand Dollars (\$2,480,000) (the "Bonds"), pursuant to a Trust Indenture dated as of June 1, 1988 (the "Indenture"), between the Authority and Bank One, Indianapolis, National Association, as Trustee (the "Trustee"); and

WHEREAS, The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") purchased all of the Bonds with the proceeds of its Series 1988 C Bonds (the "Bond Bank Bonds"), and the Bond Bank remains the sole holder of all of the outstanding Bonds; and

WHEREAS, in order to facilitate the Bond Bank's plan to advance refund the outstanding Bond Bank Bonds, the Authority and the Trustee, with the consent and the approval of the Bond Bank as the sole holder of all outstanding Bonds, have agreed to supplement the Indenture by amending the redemption provisions contained therein, all in accordance with Section 10.02 of the Indenture, to make such redemption provisions consistent with those of the Bond Bank's refunding bonds; and

WHEREAS, the change to the redemption provisions of the Indenture necessitates a corresponding change to the optional purchase provisions of the Lease; and

WHEREAS, the Authority and the City desire to amend the Lease to evidence the required change to the optional purchase provisions thereof.

WHEREAS, there has been presented to the Council a proposed First Amendment to the Lease reflecting the required change to the optional purchase provisions of the Lease, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The First Amendment to Lease substantially in the form presented to this meeting is hereby approved.

SECTION 2. The Mayor of the City of Indianapolis, for and behalf of the City, is hereby authorized to execute the First Amendment to Lease substantially in the form presented to this meeting, with such changes to the form thereof as the Mayor deems necessary or advisable, and the Clerk of the City-County Council is hereby authorized to attest the same.

SECTION 3. This resolution shall be effective upon adoption and compliance with IC 36-3-4-14.

Proposal No. 141, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 85, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 1992

A SPECIAL RESOLUTION approving a Second Amendment to the Marion County Jail Lease dated March 9, 1983, between the Indianapolis-Marion County Building Authority (the "Authority"), and the County of Marion, Indiana (the "County").

WHEREAS, the Authority and the County entered into a Lease on March 9, 1983, pursuant to which the County leased from the Authority the Marion County jail building (the "Lease"); and

WHEREAS, the Authority in 1983 issued its Jail Building Bonds of 1983 in the original aggregate principal amount of Nineteen Million Nine Hundred Thousand Dollars (\$19,900,000) (the "1983 Bonds"), pursuant to a Trust Indenture between the Authority and Merchants National Bank & Trust Company of Indianapolis, as Trustee, dated as of May 1, 1983 (the "1983 Indenture"), to finance the cost of equipping an addition to the Marion County jail and approving and renovating certain portions of the existing Marion County jail; and

WHEREAS, the 1983 Bonds are payable from rentals received by the Authority under the Lease; and

WHEREAS, the Authority now desires to refund the 1983 Bonds outstanding as authorized by Indiana Code 5-1-5, and thereby obtain a substantial savings and reduction in interest costs and also permit a reduction in the rental payments under the Lease; and

WHEREAS, the Authority has determined to issue its Refunding Bonds, Series 1992 A (the "Refunding Bonds"), pursuant to a Trust Indenture between the Authority and Merchants National Bank & Trust Company of Indianapolis, as Trustee (the "Trustee"), dated as of September 1, 1992 (the "1992 Indenture"), which Refunding Bonds are being issued for the purpose of providing for the payment of (i) the principal amount of the 1983 Bonds outstanding, (ii) the interest payable on the 1983 Bonds, (iii) the redemption premiums which will be payable on July 1, 1993 and (iv) costs of refunding, thereby procuring the full release and discharge of the 1983 Indenture, all as provided in Section 8.03 of the 1983 Indenture; and

November 9, 1992

WHEREAS, the Authority and the County desire to amend the Lease to evidence the reduction in lease rentals payable by the Lessee as a result of the savings attributable to the issuance of the Refunding Bonds; and

WHEREAS, there has been presented to the Council a proposed Second Amendment to the Lease reflecting the reduction in the lease rentals and making other changes consistent with the terms of the Refunding Bonds, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Second Amendment to Lease substantially in the form presented to this meeting is hereby approved. The Council hereby finds and determines that the annual rentals reflected in the Second Amendment to Lease are fair and reasonable.

SECTION 2. The Mayor of the City of Indianapolis, for and behalf of the County, is hereby authorized to execute the Second Amendment to Lease substantially in the form presented to this meeting, with such changes to the form thereof as the Mayor deems necessary or advisable, and the Auditor of Marion County is hereby authorized to affix the seal of the County to the Second Amendment to Lease and to attest the same.

SECTION 3. This resolution shall be effective upon adoption and compliance with IC 36-3-4-14.

Proposal No. 142, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 86, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 1992

A SPECIAL RESOLUTION approving a Third Amendment to the Marion County Juvenile Detention Center Lease dated April 6, 1988, between the Indianapolis-Marion County Building Authority (the "Authority"), and the County of Marion, Indiana (the "County").

WHEREAS, the Authority and the County entered into a Lease on April 6, 1988, pursuant to which the County leased from the Authority the Marion County Juvenile Detention Center (the "Lease"); and

WHEREAS, the Authority has previously issued its Detention Center Bonds of 1988 in the original aggregate principal amount of Sixteen Million Six Hundred Ten Thousand Dollars (\$16,610,000) (the "Bonds"), pursuant to a Trust Indenture dated as of June 1, 1988 (the "Indenture"), between the Authority and Bank One, Indianapolis, National Association, as Trustee (the "Trustee"); and

WHEREAS, The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") purchased all of the Bonds with the proceeds of its Series 1988 C Bonds (the "Bond Bank Bonds"), and the Bond Bank remains the sole holder of all of the outstanding Bonds; and

WHEREAS, in order to facilitate the Bond Bank's plan to advance refund the outstanding Bond Bank Bonds, the Authority and the Trustee, with the consent and the approval of the Bond Bank as the sole holder of all outstanding Bonds, have agreed to supplement the Indenture by amending the redemption provisions contained therein, all in accordance with Section 10.02 of the Indenture, to make such redemption provisions consistent with those of the Bond Bank's refunding bonds; and

WHEREAS, the change to the redemption provisions of the Indenture necessitates a corresponding change to the optional purchase provisions of the Lease; and

WHEREAS, the Authority and the County desire to amend the Lease to evidence the required change to optional purchase provisions thereof; and

WHEREAS, there has been presented to the Council a proposed Third Amendment to the Lease reflecting the required change to the optional purchase provisions of the Lease, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Third Amendment to Lease substantially in the form presented to this meeting is hereby approved.

SECTION 2. The Mayor of the City of Indianapolis, for and behalf of the County, is hereby authorized to execute the Third Amendment to Lease substantially in the form presented to this meeting, with such changes

to the form thereof as the Mayor deems necessary or advisable, and the Auditor of Marion County is hereby authorized to affix the seal of the County to the Third Amendment to Lease and to attest the same.

SECTION 3. This resolution shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 233, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 233, 1992 on October 28, 1992. The proposal, sponsored by Councillor Short, transfers and appropriates \$2,293 for the Superior Court, Criminal Division, Room One, to pay for a salary increase due to a job reclassification. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Short, for adoption. Proposal No. 233, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Coughenour*

Proposal No. 233, 1992 was retitled FISCAL ORDINANCE NO. 76, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Two Hundred Ninety-three Dollars (\$2,293) in the County General Fund for purposes of the Superior Court, Criminal Division, Room 1, and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ee) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room 1, to pay for a salary increase due to job reclassification.

SECTION 2. The sum of Two Thousand Two Hundred Ninety-three Dollars (\$2,293) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL
DIVISION, ROOM 1

1. Personal Services
TOTAL INCREASE

COUNTY GENERAL FUND
\$2,293
\$2,293

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, CRIMINAL
DIVISION, ROOM 1

2. Supplies
3. Other Services and Charges
4. Capital Outlay
TOTAL REDUCTION

COUNTY GENERAL FUND
\$ 351
1,479
463
\$2,293

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President ruled that Proposal Nos. 540, 541 and 545, 1992 will be next on the agenda; all the transportation proposals will follow.

PROPOSAL NO. 540, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 540, 1992 on November 5, 1992. The proposal amends the Revised Code establishing a vendor registration fee. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Short, for adoption. Proposal No. 540, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

4 NAYS: Beadling, Black, Gilmer, Ruhmkorff

Proposal No. 540, 1992 was retitled GENERAL ORDINANCE NO. 132, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 132, 1992

A GENERAL ORDINANCE amending Article III of Chapter 202 of the Revised Code to add Sec. 202-205 to establish a vendor registration fee.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article III of Chapter 202 of the Revised Code of the Consolidated City is hereby amended to add new Sec. 202-205, as shown by the underlined text, as follows:

CHAPTER 202. MAYOR'S OFFICE

ARTICLE III. OFFICE OF CITY CONTROLLER

Sec. 202-205. Each calendar year a person who wants to receive through the United States mail one or more bid packets for materials, supplies, equipment, public work or contractual services (other than professional or consulting services) requisitioned by the Purchasing Division in accordance with public purchase law shall be added to the Purchasing Division's mailing list upon completion of a vendor's registration application and payment of a registration fee to cover the cost of copying, handling and postage in an amount not to exceed Twenty-Five Dollars (\$25.00). A person may pick-up bid packets in the office of the Purchasing Division without completing a vendor's registration application or paying a registration fee.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 541, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 541, 1992 on November 5, 1992. The proposal establishes petty cash and cash change funds. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Curry, for adoption.

Councillor Borst asked if the petty cash accounts were established by Internal Audit. James H. Steele, Jr., City Controller, said that the petty cash funds were not set up by Internal Audit, but he will ask for the agency's input.

Proposal No. 541, 1992 was adopted on the following roll call vote; viz:

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28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 541, 1992 was retitled SPECIAL RESOLUTION NO. 87, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 1992

A SPECIAL RESOLUTION to establish the following cash funds: 1) an increase in the amount of the petty cash fund established by Special Resolution No. 34, 1992, from five hundred dollars (\$500.00) to one thousand dollars (\$1,000.00) in the custody of the Controller for the use of all City offices and departments in the City-County Building; 2) a petty cash fund in the amount of five hundred dollars (\$500.00) to be placed in the custody of the Accounts Coordinator for the Central Equipment Management Division of the Department of Administration; 3) a petty cash fund in the amount of \$350.00 to be placed in the custody of the Administrator of the Public Housing Division for the Public Housing Division of the Department of Metropolitan Development; 4) a cash change fund in the amount of \$2,000.00 to be placed in the custody of the Administrator of the Public Housing Division for the Public Housing Division of the Department of Metropolitan Development; 5) a cash change fund in the amount of \$200.00 to be placed in the custody of the Manager/Permits for the Neighborhood and Development Services Division of the Department of Metropolitan Development; 6) a petty cash fund in the amount of \$6,000.00 to be placed in the custody of the Administrator, Division of Finance for the Department of Parks and Recreation; 7) cash change fund in the amount of \$5,000.00 to be placed in the custody of the Administrator, Division of Finance for the Department of Parks and Recreation; 8) a petty cash fund in the amount of \$500.00 to be placed in the custody of Administrative Deputy Chief for the Indianapolis Fire Department; 9) a petty cash fund in the amount of \$500.00 to be placed in the custody of Administrative Deputy Chief for the Indianapolis Police Department; 10) a petty cash fund in the amount of five hundred dollars (\$500.00) to be placed in the custody of the Assistant Administrator of Finance, Sewer Wastewater Management Division (or his designee) for the Department of Public Works; and 11) a petty cash fund in the amount of five hundred dollars (\$500.00) to be placed in the custody of the Project Coordinator of the Maintenance Section for the Department of Transportation.

WHEREAS, the City desires to establish petty cash funds at eight (8) locations so that its offices and agencies are able to pay small or emergency items of operating expenses.

WHEREAS, the Departments of Parks and Recreation and Metropolitan Development desire to maintain cash change funds at three (3) locations to permit the making of change when receiving money for the payment of admission fees, tenants rents, permit issuance, and other fees.

WHEREAS, IC 36-1-8-2 and 36-1-8-3 require the permission of the fiscal body of a political subdivision to establish a petty cash or a cash change fund which fund is to be established by a warrant drawn on the appropriate fund of the political subdivision in favor of the officer or employee who is the fund custodian in an amount determined by the fiscal body.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-1-8-2 and IC 36-1-8-3, the City-County Council, as the fiscal body for the Consolidated City of Indianapolis and Marion County, hereby establishes petty cash funds and cash change funds in the following locations, in the following amounts, and with the following custodians:

Type of Fund	Location	Amount	Custodian
Petty Cash	Controller's Office, City-County Building (For the use of all City offices and departments in the City-County Building)	\$1,000	Controller
Petty Cash	1650 West 30th Street (Central Equipment Management Div)	\$ 500	Accounts Coordinator
Petty Cash	401 North Meridian Street (Public Housing Division)	\$ 350	Administrator, Public Housing Div.
Cash Change	401 North Meridian Street (Public Housing Division)	\$2,000	Administrator, Public Housing Div.
Cash Change	City-County Building, Room 2101 (Neighborhood & Development Services Div.)	\$ 200	Manager/Permits
Petty Cash	1426 West 29th Street (Department of Parks and Recreation)	\$6,000	Administrator, Division of Finance
Cash Change	1426 West 29th Street (Department of Parks and Recreation)	\$5,000	Administrator, Division of Finance
Petty Cash	IFD 555 North New Jersey Street	\$ 500	Administrative Deputy Chief
Petty Cash	IPD, Chief's Office 50 North Alabama Street	\$ 500	Administrative Deputy Chief
Petty Cash	Engineering Building Belmont Plant 2700 South Belmont Street (Department of Public Works)	\$ 500	Assistant Administrator of Finance, Sewer Waste-water Management Div.
Petty Cash	1735 South West Street (Department of Transportation)	\$ 500	Project Coordinator of Maintenance Sec.

SECTION 2. The amounts for petty cash and cash change funds established under Section 1 shall be paid by a warrant drawn on the appropriate fund in favor of the custodians and shall be returned to the appropriate fund when there is a change of custodian or when the fund is no longer needed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 545, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 545, 1992. The proposal transfers and appropriates \$17,328 for the County Sheriff to pay the salaries of two additional dispatchers. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 545, 1992 was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Black*

Proposal No. 545, 1992 was retitled FISCAL ORDINANCE NO. 77, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Seventeen Thousand Three Hundred Twenty-eight Dollars (\$17,328) in the County Grants Fund for purposes of the County Sheriff and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay salaries and fringes for two additional dispatchers to serve at Marion County Fire Communications.

SECTION 2. The sum of Seventeen Thousand Three Hundred Twenty-eight Dollars (\$17,328) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services	\$13,557
 <u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	3,771
TOTAL INCREASE	\$17,328

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SHERIFF</u>	<u>COUNTY GRANTS FUND</u>
3. Other Services & Charges	\$17,328
TOTAL REDUCTION	\$17,328

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to divide the transportation proposals into three sections: (1) Proposal Nos. 404, 409, 411 and 563, 1992; (2) Proposal Nos. 521, 523, 548, 549, 550, 551, 552, 553, 554, 555, 556 and 557, 1992; and (3) Proposal Nos. 558, 560, 561, 562, 564, 565, 566, 567, 568 and 569, 1992. Consent was given.

PROPOSAL NOS. 404, 409, 411 and 563, 1992. PROPOSAL NO. 404, 1992. The proposal amends the Code concerning the allocation and use of parking meter revenues. PROPOSAL NO. 409, 1992. The proposal amends the Code by authorizing a traffic signal at the Fire station at 6231 South Arlington Avenue (District 23). PROPOSAL NO. 411, 1992. The proposal amends the Code by authorizing intersection controls at Indian Lake Road and 79th Street (District 5). PROPOSAL NO. 563, 1992. The proposal amends the Code by changing intersection controls at Pennsylvania Street and 14th Street (District 22). Councillor Gilmer reported that the Transportation Committee heard these proposals on November 4, 1992. By a 6-0 vote, the Committee reported the proposals to the Council with the recommendation that they be stricken. Councillor Gilmer moved, seconded by Councillor Smith, to strike. Proposal Nos. 404, 409, 411 and 563, 1992 were stricken by a unanimous voice vote.

PROPOSAL NOS. 521, 523, 548, 549, 550, 551, 552, 553, 554, 555, 556 and 557, 1992. PROPOSAL NO. 521, 1992. The proposal amends the Code by changing the intersection controls at Belmont Avenue and Miller Street (District 17). PROPOSAL NO. 523, 1992. The proposal amends the Code by deleting intersection controls at various locations in the City (Districts 16, 17). PROPOSAL NO. 548, 1992. The proposal amends the Code by

authorizing intersection controls in the Moss Creek subdivision (District 24). PROPOSAL NO. 549, 1992. The proposal amends the Code by authorizing intersection controls in the Franklin Hills Estate subdivision (District 23). PROPOSAL NO. 550, 1992. The proposal amends the Code by authorizing intersection controls in the Southern Lakes subdivision (District 23). PROPOSAL NO. 551, 1992. The proposal amends the Code by authorizing intersection controls in the Moorings subdivision (District 5). PROPOSAL NO. 552, 1992. The proposal amends the Code by authorizing a multi-way stop at Villa Avenue and Walker Avenue (District 21). PROPOSAL NO. 553, 1992. The proposal amends the Code by authorizing intersection controls at Moller Road and 86th Street (District 1). PROPOSAL NO. 554, 1992. The proposal amends the Code by authorizing intersection controls at Eagle Creek Parkway and 34th Street (District 1). PROPOSAL NO. 555, 1992. The proposal amends the Code by authorizing a multi-way stop at Olney Street and Tuxedo Lane (District 7). PROPOSAL NO. 556, 1992. The proposal amends the Code by authorizing a multi-way stop at Nowland Avenue and Wallace Avenue (District 15). PROPOSAL NO. 557, 1992. The proposal amends the Code by authorizing intersection controls at 65th Street and Johnson Road (District 4). Councillor Gilmer reported that the Transportation Committee heard these proposals on November 4, 1992. By a unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal Nos. 521, 523, 548, 549, 550, 551, 552, 553, 554, 555, 556 and 557, 1992 were adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Giffin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Black, Brents, Franklin, Gilmer*

Proposal No. 521, 1992 was retitled GENERAL ORDINANCE NO. 130, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 130, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31 Pg. 1	Belmont Av./ Miller St.		Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
31 Pg. 1	Belmont Av./ Miller St.	Belmont Av.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 523, 1992 was retitled GENERAL ORDINANCE NO. 131, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 131, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 5	Court St. & White River Pkwy W DR		None
25 Pg. 5	Court St. & Lansing St.		None
25 Pg. 5	Court St. & Greeley St.	Greeley St.	Stop
25 Pg. 7	Everett St. & White River Pkwy W Dr.	White River Pkwy W Dr	Stop
25 Pg. 8	Greeley St. & Market St.	Market St.	Stop
25 Pg. 8	Greeley St. & Washington St.	Washington St. (IDOH)	Stop
25 Pg. 8	Greeley St. & White River Pkwy W Dr.	White River Pkwy W Dr.	Stop
25 Pg. 11	Market St. & White River Pkwy W Dr.	White River Pkwy W Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 548, 1992 was retitled GENERAL ORDINANCE NO. 133, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 133, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47 Pg. 2	Gray Rd./ Moss Creek Blvd.	Gray Rd.	Stop

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47 Pg. 3	Moss Circle/ Moss Creek Pl/ Moss Lane/ Mossy Rock Lane	Moss Creek Pl/ Mossy Rock Lane	Stop
47 Pg. 3	Moss Creek Blvd./ Moss Ridge Ln.	Moss Creek Blvd.	Stop
47 Pg. 3	Moss Creek Cir./ Moss Creek Ter.	Moss Creek Ter.	Yield
47 Pg. 3	Moss Creek Ct./ Mossy Rock Ln.	Mossy Rock Ln.	Yield
47 Pg. 3	Moss Creek Pl./ Moss Ridge Cir.	Moss Creek Pl.	Yield
47 Pg. 3	Moss Creek Pl./ Moss Ridge Ct.	Moss Creek Pl.	Yield
47 Pg. 3	Moss Creek Ter./ Moss Ridge Ln.	Moss Ridge Ln.	Stop
47 Pg. 3	Moss Creek Ter./ Mossy Rock Ln.	Mossy Rock Ln.	All Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 549, 1992 was retitled GENERAL ORDINANCE NO. 134, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 134, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Bunker Hill Crest & Franklin Parke Blvd.	Franklin Parke Blvd.	Stop
48, Pg. 1	Cary Lake Dr. & Franklin Parke Woods	Franklin Parke Woods	Yield
48, Pg. 1	Franklin Parke Blvd. & Franklin Parke Ct. & Franklin Parke Woods	Franklin Park Blvd.	Stop
48, Pg. 1	Franklin Parke Blvd. & Shelbyville Rd.	Shelbyville Rd.	Stop
48, Pg. 1	Franklin Parke Woods & Freedom Pass	Franklin Parke Woods	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 550, 1992 was retitled GENERAL ORDINANCE NO. 135, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 135, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Carrie Ci. & Carrie Dr.	Carrie Dr.	Yield
48, Pg. 1	Carrie Ct. & Carrie Dr.	Carrie Dr.	Yield
48, Pg. 1	Carrie Dr. & Carrie Pl.	Carrie Dr.	Yield
48, Pg. 1	Carrie Dr. & Muirfield Pl.	Muirfield Pl.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 551, 1992 was retitled GENERAL ORDINANCE NO. 136, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 136, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 2	Eastwind Ln. & Northwind Dr.	Northwind Dr.	Stop
7, Pg. 13	Northwind Ct. & Northwind Dr.	Northwind Dr.	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 552, 1992 was retitled GENERAL ORDINANCE NO. 137, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 137, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 20	Villa Av. (NB), Walker Av.	Walker Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 20	Villa Av. (NB), Walker Av.	None	3-Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 553, 1992 was retitled GENERAL ORDINANCE NO. 138, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 138, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 2	Moller Rd. & 86th St.	86th St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 2	Moller Rd. & 86th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 554, 1992 was retitled GENERAL ORDINANCE NO. 139, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 139, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 2	Eagle Creek Pkwy 34th St.	34th St.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 555, 1992 was retitled GENERAL ORDINANCE NO. 140, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 140, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12 Pg. 6	Olney St./ Tuxedo Ln	Olney St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12 Pg. 6	Olney St./ Tuxedo Ln	Olney Street	4-Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 556, 1992 was retitled GENERAL ORDINANCE NO. 141, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 141, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26 Pg. 16	Nowland Av. Wallace Av.	Nowland Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26 Pg. 16	Nowland Av./ Wallace Av.	None	4-Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 557, 1992 was retitled GENERAL ORDINANCE NO. 142, 1992 and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 142, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13 Pg. 4	Johnson Rd./ 65th St.	65th St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13 Pg. 4	Johnson Rd./ 65th St.	EB 65th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 558, 560, 561, 562, 564, 565, 566, 567, 568 and 569, 1992. PROPOSAL NO. 558, 1992. The proposal amends the Code by authorizing intersection controls at Keystone Avenue and National Avenue (District 24). PROPOSAL NO. 560, 1992. The proposal amends the Code by deleting parking restrictions on a segment of Vermont Street (District 16). PROPOSAL NO. 561, 1992. The proposal amends the Code by changing intersection controls at Sterling Street and 10th Street (Districts 15, 22). PROPOSAL NO. 562, 1992. The proposal amends the Code by changing intersection controls at Illinois Street and 14th Street (District 22). PROPOSAL NO. 564, 1992. The proposal amends the Code by authorizing parking restrictions for Dr. Martin Luther King, Jr. Street from 10th Street to 29th Street (Districts 9, 16). PROPOSAL NO. 565, 1992. The proposal amends the Code by authorizing (1) intersection controls at Hampton Drive and Sunset Avenue and (2) parking restrictions for Sunset Avenue on both sides from Hampton Drive to Buckingham Drive (District 6). PROPOSAL NO. 566, 1992. The proposal amends the Code by authorizing parking restrictions for segments of College Avenue and Fairfield Avenue (District 6). PROPOSAL NO. 567, 1992. The proposal amends the Code by authorizing speed limits for Sunnyside Road from 63rd Street to 75th Street (District 5). PROPOSAL NO. 568, 1992. The proposal amends the Code by authorizing a speed limit on Raymond Street from Shelby Street to Meridian Street (Districts 20, 21, 25). PROPOSAL NO. 569, 1992. The proposal amends the Code by authorizing bus stop zones for Michigan Street and Meridian Street (District 16). Councillor Gilmer reported that the Transportation Committee heard these proposals on November 4, 1992. By a unanimous voice vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 558, 560, 561, 562, 564, 565, 566, 567, 568 and 569, 1992 were adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

Proposal No. 558, 1992 was retitled GENERAL ORDINANCE NO. 143, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 143, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39 Pg. 7	Keystone Av./ National Av.	Keystone Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39 Pg. 7	Keystone Av./ National Av.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 560, 1992 was retitled GENERAL ORDINANCE NO. 144, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 144, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Vermont Street, on both sides, from
West Street to Toledo Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 561, 1992 was retitled GENERAL ORDINANCE NO. 145, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 145, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

November 9, 1992

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 26	Sterling St./ 10th St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25 Pg. 26	Sterling St./ Woodruff Pl./ Middle Dr.	10th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 562, 1992 was retitled GENERAL ORDINANCE NO. 146, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 146, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 14	Illinois St. & 14th St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 14	Illinois St. & 14th St.	Illinois St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 564, 1992 was retitled GENERAL ORDINANCE NO. 147, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 147, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Dr. Martin Luther King Jr. Street,
on the westside, from
Tenth Street to Eleventh Street

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Section 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing, and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

7:00 a.m. to 9:00 a.m.

Dr. Martin Luther King Jr. Street,
on the westside, from
Eleventh Street to Sixteenth Street

Dr. Martin Luther King Jr. Street,
on the westside, from
Fall Creek Parkway, North Drive, to Twenty-ninth Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

4:00 p.m. to 6:00 p.m.

Dr. Martin Luther King Jr. Street,
on the eastside, from
Eleventh Street to Sixteenth Street

Dr. Martin Luther King Jr. Street,
on the eastside, from
Sixteenth Place to Eighteenth Street

Dr. Martin Luther King Jr. Street,
on the eastside, from
Fall Creek Parkway, North Drive, to Twenty-ninth Street

Section 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-268, Stopping, standing, or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Dr. Martin Luther King, Jr. Street,
on both sides, from
Tenth Street to Twelfth Street

Dr. Martin Luther King, Jr. Street,
on both sides, from
Udell Street to Twenty-ninth Street

Section 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing, and parking prohibited at designated locations on certain days and hours be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

6:00 a.m. to 9:00 a.m. and 3:00 p.m. to 6:00 p.m.

Dr. Martin Luther King Jr. Street,
on both sides, from
Twelfth Street to Sixteenth Street

Dr. Martin Luther King Jr. Street,
on both sides, from
Fall Creek Parkway, North Drive, to Twenty-seventh Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

6:00 a.m. to 6:00 p.m.

Dr. Martin Luther King Jr. Street,
on the eastside, from
Sixteenth Place to Eighteenth Street

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Dr. Martin Luther King Jr. Street,
on the both sides, from
Twenty-seventh Street to Udell Street

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 565, 1992 was retitled GENERAL ORDINANCE NO. 148, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 148, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls; Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17 Pg. 5	Hampton Dr./ Sunset Av.	Sunset Av. (SB)	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17 Pg. 5	Hampton Dr./ Sunset Av.	None	4-Way Stop

Section 3. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Sunset Avenue, on both sides,
from Hampton Drive to Buckingham Drive

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 566, 1992 was retitled GENERAL ORDINANCE NO. 149, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 149, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

From 6:00 a.m. to 9:00 a.m.
Fairfield Avenue, on the northside,
from College Avenue to Central Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

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College Avenue, on the westside from,
Fairfield Avenue to a point
100 feet North of Fairfiled Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 567, 1992 was retitled GENERAL ORDINANCE NO. 150, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 150, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

40 mph
Sunnyside Road, from
Pendleton Pike to Fox Road

SECTION 2. The Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, section 29-136, "Alteration of prima facie speed limits", be, and the same is hereby amended by the addition of the following, to wit:

40 mph
Sunnyside Road, from
Pendleton Pike to 63rd Street

35 mph
Sunnyside Road, from
63rd Street to 75th Street

40 mph
Sunnyside Road, from
75th Street to Fox Road

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 568, 1992 was retitled GENERAL ORDINANCE NO. 151, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 151, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

35 mph
Raymond Street, from
Shelby Street to Meridian Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

November 9, 1992

Proposal No. 569, 1992 was retitled GENERAL ORDINANCE NO. 152, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 152, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, bus stop and trolley stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop and trolley stop zones, be, and the same is hereby amended by the deletion of the following, to wit:

Meridian Street, on the east side,
from a point 33 feet south of Michigan Street
to a point 113 feet south of Michigan Street (80 feet)

Meridian Street, on the west side,
from a point 31 feet south of Michigan Street
to a point 130 feet south of Michigan Street (99 feet)

Section 2. The Code of Indianapolis and Marion County, Indiana, specifically Chapter 29, section 29-332, "Bus stop and trolley stop zones", be, and the same is hereby amended by the addition of the following, to wit:

Meridian Street, on the east side, from Michigan Street
to a point 90 feet south of Michigan Street (90 feet)

Meridian Street, on the west side, from Michigan Street
to a point 80 feet south of Michigan Street (80 feet)

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL SERVICE DISTRICT COUNCILS
FIRE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 544, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 544, 1992 on October 28, 1992. The proposal transfers and appropriates \$500,000 for the Department of Public Safety, Fire Division, to pay salaries for nine ambulance dispatchers and medical bills for in-line-of-duty injuries. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 544, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Boyd, Gilmer, Jones, SerVaas*

Proposal No. 544, 1992 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1992 (Fire Special Service District Fiscal Ordinance No. 1, 1991) transferring and appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Fire General Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that Division and reducing the unappropriated and unencumbered balance in the Fire General Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to pay medical bills for firefighters injured in-line-of-duty and cover salaries for nine dispatchers that the Indianapolis Fire Department assumed from Wishard Hospital.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY	FIRE SPECIAL SERVICE DISTRICT
<u>FIRE DIVISION</u>	<u>FIRE GENERAL FUND</u>
1. Personal Services	<u>\$500,000</u>
TOTAL INCREASE	\$500,000

SECTION 4. The said additional appropriations are funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY	FIRE SPECIAL SERVICE DISTRICT
<u>FIRE DIVISION</u>	<u>FIRE GENERAL FUND</u>
3. Other Services and Charges	<u>\$254,000</u>
4. Capital Outlay	21,000
Unappropriated and Unencumbered	
Fire General Fund	<u>225,000</u>
TOTAL REDUCTION	\$500,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:50 p.m.

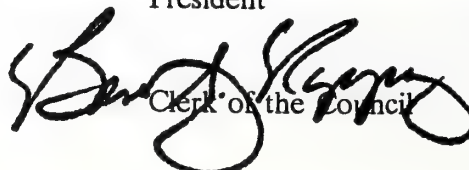
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of November, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 23, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, November 23, 1992, with Councillor SerVaas presiding.

The President introduced Rev. Jon A. Carlstrom, Senior Chaplain, Marion County Sheriff's Department, who led the opening prayer. Councillor Franklin invited all present to join him in the Pledge of Allegiance to the Flag. Councillor Franklin informed the Council that Rev. Carlstrom will be moving to Michigan at the end of the year. He thanked Rev. Carlstrom for his years of service with the Sheriff's Department. George Battles, Warren Township Fire Chief, and Jack Cottey, State Representative, District 89, also voiced their appreciation for Rev. Carlstrom's work.

ROLL CALL

President SerVaas introduced Monroe Gray, Jr., who had been elected to fill the vacancy in District 9, created by the election of Glenn Howard to the Indiana Senate.

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
2 ABSENT: Giffin, Williams

A quorum of twenty-seven members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 23, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

November 9, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, November 12, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 584, 585, 587, 588, 589, 590, 591, 592, 595, 1992, to be held on Monday, November 23, 1992, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

November 20, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, November 25, 1992, a copy of LEGAL NOTICE on General Ordinance No. 129, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

The Clerk announced that a NOTICE OF PUBLIC HEARING had been published on a proposed lease for the Wayne Township Assessor.

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 73, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Four Hundred Fifty-Two Dollars (\$25,452) in the County Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County Recorder's Perpetuation Fund.

FISCAL ORDINANCE NO. 74, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-five Thousand Six Hundred Dollars (\$25,600) in the State and Federal Grants Fund for purposes of the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the States and Federal Grants Fund.

FISCAL ORDINANCE NO. 75, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Forty-Two Thousand Six Hundred Sixty-five Dollars (\$142,665) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

FISCAL ORDINANCE NO. 76, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Two Thousand Two Hundred Ninety-three Dollars (\$2,293) in the County General Fund for purposes of the Superior Court, Criminal Division, Room 1, and reducing certain other appropriations for that Court.

FISCAL ORDINANCE NO. 77, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Seventeen Thousand Three Hundred Twenty-eight Dollars (\$17,328) in the County Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

SPECIAL RESOLUTION NO. 81, 1992, recognizing the City-County Council service of Glenn L. Howard.

SPECIAL RESOLUTION NO. 82, 1992, recognizing the Community Organizations Legal Assistance Project, Inc.

SPECIAL RESOLUTION NO. 84, 1992, approving an amendment to the Public Safety Training Academy Lease between the City and the Building Authority.

SPECIAL RESOLUTION NO. 85, 1992, approving an amendment to the Marion County Jail Lease between the County and the Building Authority.

SPECIAL RESOLUTION NO. 86, 1992, approving an amendment to the Marion County Juvenile Detention Center Lease between the County and the Building Authority.

SPECIAL RESOLUTION NO. 87, 1992, establishing a petty cash and cash change funds.

SPECIAL ORDINANCE NO. 16, 1992, authorizing the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$5,000,000.

GENERAL ORDINANCE NO. 129, 1992, amending the Code by extending the current sewer service and user rates.

GENERAL ORDINANCE NO. 130, 1992, amending the Code by changing the intersection controls at Belmont Avenue and Miller Street (District 17).

GENERAL ORDINANCE NO. 131, 1992, amending the Code by deleting intersection controls at various locations in the City (District 16, 17).

GENERAL ORDINANCE NO. 132, 1992, amending the Revised Code establishing a vendor registration fee.

GENERAL ORDINANCE NO. 133, 1992, amending the Code by authorizing intersection controls in the Moss Creek subdivision (District 24).

GENERAL ORDINANCE NO. 134, 1992, amending the Code by authorizing intersection controls in the Franklin Hills Estate subdivision (District 23).

GENERAL ORDINANCE NO. 135, 1992, amending the Code by authorizing intersection controls in the Southern Lakes subdivision (District 23).

GENERAL ORDINANCE NO. 136, 1992, amending the Code by authorizing intersection controls in the Moorings subdivision (District 5).

GENERAL ORDINANCE NO. 137, 1992, amending the Code by authorizing a multi-way stop at Villa Avenue and Walker Avenue (District 21).

GENERAL ORDINANCE NO. 138, 1992, amending the Code by authorizing intersection controls at Moller Road and 86th Street (District 1).

GENERAL ORDINANCE NO. 139, 1992, amending the Code by authorizing intersection controls at Eagle Creek Parkway and 34th Street (District 1).

GENERAL ORDINANCE NO. 140, 1992, amending the Code by authorizing a multi-way stop at Olney Street and Tuxedo Lane (District 7).

GENERAL ORDINANCE NO. 141, 1992, amending the Code by authorizing a multi-way stop at Nowland Avenue and Wallace Avenue (District 15).

GENERAL ORDINANCE NO. 142, 1992, amending the Code by authorizing intersection controls at 65th Street and Johnson Road (District 4).

GENERAL ORDINANCE NO. 143, 1992, amending the Code by authorizing intersection controls at Keystone Avenue and National Avenue (District 24).

GENERAL ORDINANCE NO. 144, 1992, amending the Code by deleting parking restrictions on a segment of Vermont Street (District 16).

GENERAL ORDINANCE NO. 145, 1992, amending the Code by changing intersection controls at Sterling Street and 10th Street (Districts 15, 22).

GENERAL ORDINANCE NO. 146, 1992, amending the Code by changing intersection controls at Illinois Street and 14th Street (District 22).

GENERAL ORDINANCE NO. 147, 1992, amending the Code by authorizing parking restrictions for Dr. Martin Luther King, Jr. Street from 10th Street to 29th Street (Districts 9, 16).

GENERAL ORDINANCE NO. 148, 1992, amending the Code by authorizing (1) intersection controls at Hampton Drive and Sunset Avenue and (2) parking restrictions for Sunset Avenue on both sides from Hampton Drive to Buckingham Drive (District 6).

GENERAL ORDINANCE NO. 149, 1992, amending the Code by authorizing parking restrictions for segments of College Avenue and Fairfield Avenue (District 6).

GENERAL ORDINANCE NO. 150, 1992, amending the Code by authorizing speed limits for Sunnyside Road from 63rd Street to 75th Street (District 5).

GENERAL ORDINANCE NO. 151, 1992, amending the Code by authorizing a speed limit on Raymond Street from Shelby Street to Meridian Street (Districts 20, 21, 25).

GENERAL ORDINANCE NO. 152, 1992, amending the Code by authorizing bus stop zones for Michigan Street and Meridian Street (District 16).

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992, transferring and appropriating \$500,000 for the Department of Public Safety, Fire Division, to pay salaries for nine ambulance dispatchers and medical bills for in-line-of-duty injuries.

Judge Webster Brewer administered the oath of office to Monroe Gray, Jr. as City-County Councillor, District 9.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of September 21, October 12, October 26, and November 9, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 635, 1992. This proposal, sponsored by Councillor Golc, recognizes the Hawthorne DrugBusters. Councillor Golc asked Councillor Hinkle to join him and he read the resolution and presented a framed document to Peggy Moore, Director, Hawthorne DrugBusters. The following members of the Hawthorne DrugBusters presented a rap song: Diane Arnold, Betty Harris, Laura Harris, Misty Davis, Jacob Arnold, Jerry Lopez, Ben Cunningham, Josh Manuel and Mike McCarrell. Councillor Golc moved, seconded by Councillor Hinkle, for adoption. Proposal No. 635, 1992 was adopted by unanimous voice vote.

Proposal No. 635, 1992 was retitled SPECIAL RESOLUTION NO. 88, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 1992

A SPECIAL RESOLUTION recognizing the Hawthorne DrugBusters.

WHEREAS, the Hawthorne DrugBusters from Hawthorne Social Service Agency are 10 to 14-year-old youth who offer drug awareness presentations to children aged kindergarten through the third grade; and

WHEREAS, members of Hawthorne DrugBusters research and develop their own songs, raps, short stories and other presentation formats; and

WHEREAS, during the three years they have been organized over 50 DrugBusters members have performed before more than 2,500 people; and

WHEREAS, the enthusiastic DrugBusters have taken their don't-do-drugs message to audiences as diverse as United Way events, the Marion County 4-H Fair, the newspaper's Peanut Butter Press, special events with the Indiana Pacers and Indianapolis 500 Race, and as far away as the Indiana Day Camp at Valparaiso; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the good work and important message of the Hawthorne DrugBusters during the past three years, and wish them well in their future drug education work.

SECTION 2. The Council especially commends Ms. Peggy Moore who has ably encouraged and supervised the Hawthorne DrugBusters from its very beginning.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd stated that as a point of personal privilege he wanted to thank the many city service agencies who responded to the northeastside residents who were involved in the storm that hit their area. Councillor Beadling also voiced her appreciation to the different city-county agencies.

PROPOSAL NO. 599, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 599, 1992 on November 18, 1992. The proposal, sponsored by Councillors Giffin and Jones, concerns the White River Greenway. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Jones, for adoption.

Ray Irvin, Co-chairman of the White River Greenway Development Board, displayed a "White River Greenway" identification sign and asked for the Council's support for this proposal.

Proposal No. 599, 1992 was adopted by unanimous voice vote. Proposal No. 599, 1992 was retitled SPECIAL RESOLUTION NO. 89, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 1992

A SPECIAL RESOLUTION concerning the White River Greenway.

WHEREAS, White River is the largest river that flows through Marion County, extending 31.3 miles through the length of the city; and

WHEREAS, through a considerable amount of volunteer cleanup manpower, generous business financial assistance and excellent public and private organizational efforts, what was once a flowing cesspool is currently being transformed into a natural resource of beauty, recreation and local pride; and

WHEREAS, the White River Greenway Development Board has been established to focus upon improving the health and future of the river; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the enormous amount of planning and physical work which is being done to improve the White River and its riverbanks; and applauds the interest demonstrated by hundreds of cleanup volunteers, business financial donors, city departments, the White River Greenway Development Board and by all others who are helping to improve White River.

SECTION 2. Improvements are already visible; and the Council urges the Indianapolis Department of Transportation to recognize and celebrate this progress by installing "White River Greenway" identification signs at appropriate thoroughfare approaches to the river.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF GUESTS AND VISITORS

Councillor O'Dell introduced Barbara Sams, Executive Director of the Indianapolis Parks Foundation.

Councillor Beadling introduced Linn Piper, Director, Metropolitan Emergency Communications Agency, and thanked him for his help in the City's recent disaster.

Councillor Jimison introduced Terrie Gray, Councillor Gray's wife.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 586, 1992. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 586, 1992 on November 19, 1992. The proposal appoints James O. Dillard to the Speedway Library Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor West, for adoption. Proposal No. 586, 1992 was adopted by a unanimous voice vote.

Proposal No. 586, 1992 was retitled COUNCIL RESOLUTION NO. 73, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 73, 1992

A COUNCIL RESOLUTION appointing James O. Dillard to the Speedway Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Speedway Library Board, the Council appoints:

James O. Dillard

SECTION 2. The appointment made by this resolution is for a term ending October 25, 1996. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 604, 1992. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the leasing of space to provide offices for the Wayne Township Assessor"; and the President referred it to the Administration and Finance Committee.

Councillor Rhodes asked for consent to advance Proposal No. 604, 1992 and hear it after the Introduction of Proposals. The Administration and Finance Committee has already heard Proposal No. 604, 1992. Consent was given.

PROPOSAL NO. 605, 1992. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION determining a need to lease office space at 5258 North Tacoma Avenue for the Washington Township Assessor"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 606, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$10,332 for Voters Registration to cover current year postage expenditures"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 607, 1992. Introduced by Councillors Ruhmkorff and O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the sale of the Certificate of Need to The Health and Hospital Corporation (H&H) and approving the execution of a Purchase Agreement between the Board of Commissioners and H&H"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 608, 199. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$625,000 for the Department of Metropolitan Development, Development Services Division, to purchase a new computer system"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 609, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$591,971 for the Department of Metropolitan Development, Public Housing Division, to renovate additional housing units and to develop programs to enhance self-sufficiency skills for residents"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 610, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending and recodifying certain benefits provided for sworn members of the Indianapolis Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 611, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by revising certain benefits provided for sworn members of the Indianapolis Fire Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 612, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by revising certain benefits provided for sworn members of the Marion County Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 613, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reallocating \$375,000 from the E911 Fund to the County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 614, 1992 . Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reallocating \$134,000 from the County General Fund to the Supplemental Public Defender Fees Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 615, 1992. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by repealing the section concerning supplemental juror fees"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 616, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning air pollution permit fees and the creation of a special, non-reverting fund"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 617, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SOLID WASTE COLLECTION SPECIAL SERVICE

DISTRICT FISCAL ORDINANCE transferring and appropriating \$150,000 for the Department of Public Works to cover costs associated with the summer storms and the fall leaf program"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 618, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code to add a Parking Management Division to the Department of Transportation"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 619, 1992. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code by moving the Ordinance Violations Bureau from the Controller's Office to within the Parking Management Division of the Department of Transportation"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 620, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for McFarland Farms subdivision (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 621, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Allangale Woods subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 622, 1992. Introduced by Councillors Brents, Giffin and Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for various locations located in the City (Districts 16, 24, 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 623, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Pappas Drive and Yucatan Drive (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 624, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Spring Lane and Pershing Road (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 625, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Villa Avenue and Gimber Street (District 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 626, 1992. Introduced by Councillor Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on English Avenue east of St. Peter Street (District 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 627, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting parking restrictions on Sutherland Avenue from Park Avenue to College Avenue (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 628, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Northeastern Avenue on the west side from Southeastern Avenue to a point 125 feet north of Southeastern Avenue (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 629, 1992. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit on Southeastern Avenue from Raymond Street to McGaughey Road from 45 mph to 40 mph (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 630, 1992. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit on Southport Road between McFarland Road and Madison Avenue from 30 mph to 25 mph (District 20)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 631, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the speed limit on 30th Street from 35 mph to 30 mph between Fall Creek North Drive and Martindale Avenue (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 632, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 11,000 pound weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue and by deleting the 11,000 pounds weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 633, 1992. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 11,000 pound weight limit restriction on Routiers Avenue from 30th Street to 25th Street, on Roy Road from Post Road to Routiers, and on Boehning Avenue from 25th Street to Routiers Avenue (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 634, 1992. Introduced by Councillors Short and Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting weight limit restrictions on Morris Street from Madison Avenue to Shelby Street and on Prospect Street from Madison Avenue to Shelby Street (Districts 16, 21, 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 636, 1992. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by extending the current solid waste disposal user fee for 1993"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 645, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of space to provide offices for the Prosecuting Attorney"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 604, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 604, 1992 on November 23, 1992. The proposal authorizes the leasing of space to provide offices for the Wayne Township Assessor. The property is located at 7740 West New York Street. It was originally located at the intersection of Country Club and Rockville Road, but it was discovered that this property was located in a flood plain. The State Tax Board will be meeting this week to consider this proposal, if approved by the Council. Councillor Rhodes said that he abstained from voting in Committee on this proposal because of a conflict of interest. He will also abstain from voting tonight. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:04 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Hinkle, for adoption.

Councillor Curry stated that his copy of the Lease still shows the original location of the property. He suggested that the Lease be amended to show the location of the property at 7740 West New York Street. Councillor Hinkle moved, seconded by Councillor Short, to amend the Lease by inserting the correct address, 7740 West New York Street, where appropriate. This motion passed by unanimous voice vote.

Proposal No. 604, 1992 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

2 NOT VOTING: Coughenour, Rhodes

2 NOT PRESENT: Giffin, Williams

Proposal No. 604, 1992 was retitled SPECIAL RESOLUTION NO. 90, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1992

A SPECIAL RESOLUTION authorizing Marion County, Indiana to enter into a Lease Agreement and Option to Purchase to provide office space for the Wayne Township Assessor and approving and authorizing other actions in respect thereto.

WHEREAS, the Assessor of Wayne Township, Marion County, Indiana (the "Assessor"), currently occupies office space at the City-County Building (the "City-County Building"); and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), adopted Special Resolution No. 44, 1992, dated September 15, 1992, deeming it necessary to provide additional office space to meet the existing staff requirements for the Assessor; and

WHEREAS, no such additional office space is available in the City-County Building; and

WHEREAS, pursuant to Indiana Code 36-1-10 *et. seq.* Marion County, Indiana (the "County"), deems it necessary to enter into a Lease Agreement and Option to Purchase (the "Lease") between D & S Investments, an Indiana general partnership, as lessor (the "Lessor"), and the County in the substantially final form submitted herewith; and

WHEREAS, pursuant to Indiana Code 36-3-4-18, this Lease must be approved by the City-County Council prior to effectuating the foregoing lease arrangement; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Lease, as submitted herewith, is hereby approved by the City-County Council, subject to approval by the City-County Administrative Board.

SECTION 2. The Mayor of the City of Indianapolis (the "Mayor"), as the executive of the County, is authorized to execute and deliver the proposed Lease with such changes as the City-County Administrative Board may approve.

SECTION 3. The Mayor is authorized to execute and deliver any and all documents as he deems necessary and appropriate to effectuate the transaction contemplated by the Lease.

SECTION 4. This resolution shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 637, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 20, 1992". The Council did not schedule Proposal No. 637, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 637, 1992 was retitled REZONING ORDINANCE NO. 122, 1992 and is identified as follows:

REZONING ORDINANCE NO. 122, 1992. 92-Z-106 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
3301 and 3302 SOUTH VILLA AVENUE (approximate address), INDIANAPOLIS.
MELODY COMMUNITIES, INC. requests the rezoning of 17.3 acres, being in the D-11 District, to the D-511 classification to provide for residential development.

PROPOSAL NOS. 638-644, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 20, 1992". The Council did not schedule Proposal Nos. 638-644, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 638-644, 1992 were retitled REZONING ORDINANCE NOS. 123-129, 1992 and are identified as follows:

REZONING ORDINANCE NO. 123, 1992. 92-Z-75 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.
8502 SHELBYVILLE ROAD (approximate address), INDIANAPOLIS.
STEVE MARTIN and R.L. COLSON request the rezoning of 5.0 acres, being in the D-A District, to the D-1 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 124, 1992. 92-Z-98 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 15.
3092 BROOKSIDE PARKWAY, NORTH DRIVE (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the REZONING of 2.3 acres, being in the D-5 District, to the SU-2 classification to legally establish an existing school.

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REZONING ORDINANCE NO. 125, 1992. 92-Z-99 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
1401, 1501, 1601 EAST 10TH STREET and 1501 EAST MICHIGAN (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 80 acres, being in the D-5 District, to the SU-2 classification to legally establish an existing school.

REZONING ORDINANCE NO. 126, 1992. 92-Z-100 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.
1229 EAST OHIO STREET (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 3.84 acres, being in the D-8 District, to the SU-2 classification to conform zoning for an existing school.

REZONING ORDINANCE NO. 127, 1992. 92-Z-113 (Amended) PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
8505 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.
JOSEPH and MARGARET PATTERSON, by Michael J. Kias, request the rezoning of 1.56 acres, being in the D-A District, to the C-1 classification to provide for hospital related uses.

REZONING ORDINANCE NO. 128, 1992. 92-Z-115 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.
4541 SOUTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
VALCOM, INCORPORATED requests the rezoning of 9.3 acres, being in the D-3 District, to the I-2-S classification to provide for industrial development.

REZONING ORDINANCE NO. 129, 1992. 92-Z-117 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
125 NORTH ORIENTAL STREET (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 2.8 acres, being in the D-8 District, to the SU-1 classification to legally establish an existing church.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 504, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 504, 1992 on November 11, 1992. The proposal amends the Code to change the amount of the Enhanced 9-1-1 telephone system fee. State law allows counties to impose a fee for the enhanced telephone service for emergencies. The user fee will be increased to sixty-four cents per month per access line. Proposal No. 504, 1992 was amended to reflect sixty-four cents instead of the maximum percentage as allowed in the state law. When this fee was first imposed it was thirty cents per month, which was adequate to take care of Metropolitan Emergency Communication Agency's (MECA) contract for the various hardware pieces and the service and line charges from Indiana Bell. The state law was amended in 1990 to provide that this fee can be used to pay personnel expenses as well as hardware costs of the system. In the miscellaneous revenue section of the 1993 budget ordinance there is a provision for an additional \$1.7 million that will be raised by increasing the user fee to the sixty-four cent level. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Councillor Moriarty stated that she will vote against the increase because when the Council implemented the thirty-cent fee three years ago, the amount was not to be increased for a period of ten years.

Councillor Black stated that he cannot vote for this proposal because he believes that this is a tax increase.

Councillor Schneider moved the question. This motion was seconded by Councillor Gilmer. This motion failed by the following roll call vote; viz:

13 YEAS: Beadling, Curry, Dowden, Franklin, Gilmer, Hinkle, Jimison, McClamroch, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith

14 NAYS: Black, Borst, Boyd, Brents, Coughenour, Golc, Gray, Jones, Moriarty, Mullin, O'Dell, Rhodes, Short, West

2 NOT PRESENT: Giffin, Williams

Councillor West stated that the state law reads as follows:

"The fee must be sufficient to pay the cost of the installation and operation of the enhanced emergency telephone system for all participating agencies."

The installation costs are covered by the present thirty-cent user fee. The actual costs of operating the system including personnel expenses are now known. The user fee "must be sufficient" to pay for these costs. The Indianapolis Police Department (IPD), Indianapolis Fire Department (IFD), the Sheriff's Department, the excluded cities and townships have various public safety answering points, all of which need to receive some of these funds.

Councillor Curry stated that during the 1993 budget deliberations there was a question about the funding of public safety. At that time an increase in the E-911 fees was suggested as a possible source of funding. He believes that if any of the Councillors who voted for the public safety budget now vote against funding this budget by increasing the E-911 user fees are dishonest, not only to their constituents, but also to the people who provide for everyone's public safety.

Councillor Borst stated that he will vote against this proposal because:

- (1) He disagrees with Councillor West's interpretation of the words "must be sufficient." That was written before the Indiana Code was amended in 1990 to add personnel costs as an authorized expense.
- (2) When MECA was created all central costs were to be shared. The \$2 million that is set aside each year out of the local option income tax is to fund the central costs of MECA. It was never intended to fund each individual agency.
- (3) The funds from this increase in user fees will go only to IPD, IFD and the Sheriff's Department. There are other public safety answering points in Beech Grove, Speedway, Lawrence and in some of the townships. No where does it show what funds these agencies will receive. Councillor Borst said that Councillor West has assured him that sometime next year, the other agencies will receive some of these funds.
- (4) No one is in charge. MECA did not sponsor this proposal because it did not need to. The thirty cents it receives will continue. The additional thirty-four cents will go to other agencies. An ordinance was passed earlier this year that took MECA out of the Department of Public Safety. MECA answers to no one. He believes that someone in either the city or county executive branch should be sponsoring this proposal, not Councillor West.

Councillor Golc asked why the Council is asking for sixty-four cents. Councillor West replied that state law states that in a county with a consolidated city, the surcharge may not exceed three percent of the average monthly telephone access line charge in the unit. According to the fee structure from Indiana Bell three percent of the average monthly telephone access line charge equals sixty-four cents.

Councillor Golc asked if the MECA Board requested this increase. Councillor West replied that the MECA Board did not request this increase because it is not a MECA fee; it is an E-911 fee.

Councillor Coughenour stated that she will support this ordinance because she has been assured that the townships and the excluded communities will receive their fair proration of this increase.

Councillor Franklin asked if this proposal is not passed where the money will come from to pay for this service. John von Arx, County Auditor, said that funding for the E-911 would have to come from the county fund balance next year. The following year County Option Income Tax (COIT) or property taxes would have to be increased.

Councillor Beadling asked the Auditor what percentage will the City of Lawrence receive. Mr. von Arx replied that next year the excluded cities and townships will be calculated into the formula. Right now the funds will be distributed only to IPD, IFD and the Sheriff's Department.

Proposal No. 504, 1992, as amended, failed on the following roll call vote; viz:

14 YEAS: Coughenour, Curry, Dowden, Franklin, Gilmer, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

13 NAYS: Beadling, Black, Borst, Boyd, Brents, Golc, Hinkle, Gray, Jimison, Jones, Moriarty, Mullin, Short

2 NOT PRESENT: Giffin, Williams

Councillor Ruhmkorff said that this proposal is a police and fire emergency issue and since Councillor Gray is a fireman, she believes that he should abstain from voting because this might be considered a conflict of interest.

The President asked the Parliamentarian to rule on this matter.

Robert G. Elrod, General Counsel and Parliamentarian, said that the Council's rules do not make any provision for disqualifying Councillors on the basis of conflicts of interest. It is up to the Councillors themselves to ask to be disqualified.

Councillor O'Dell stated that he would like to know what Councillor Gray's position will be in the future on similar matters--will he vote or will he abstain.

Councillor Boyd stated that he believes Councillor O'Dell's asking any Councillor on how he is going to vote in the future is out-of-line.

SerVaas said that the vote on Proposal No. 504, 1992 is inconclusive. It will be carried over to the next Council meeting.

PROPOSAL NO. 584, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 584, 1992 on November 23, 1992. The proposal authorizes tax anticipation borrowing for the City of Indianapolis during the period from January 1, 1993 through December 31, 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:42 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 584, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

3 NOT VOTING: Beadling, Gilmer, Gray

2 NOT PRESENT: Giffin, Williams

Proposal No. 584, 1992 was retitled FISCAL ORDINANCE NO. 78, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 1992

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Consolidated County Fund during the period January 1, 1993, through December 31, 1993, in anticipation of current taxes levied in the year 1992 and collectible in the year 1993 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in such Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

- A. that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from such Account prior to the June and December 1993 distributions of Taxes levied for such Account, and the June and December 1993 distributions of Taxes to be collected for the Consolidated City Police Force Account will collectively amount to more than Thirty-four Million Four Hundred Fifty-nine Thousand Four Hundred Ninety-five Dollars (\$34,459,495) and the interest cost of making temporary loans for the Consolidated City Police Force Account;
- B. that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1993 distributions of Taxes levied for such Fund, and the June and December 1993 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Four Million Seven Hundred Seventy-two Thousand Five Hundred Forty-seven Dollars (\$4,772,547) and the interest cost of making temporary loans for the Police Pension Fund;
- C. that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from such Account prior to the June and December 1993 distributions of Taxes levied for such Account, and the June and December 1993 distributions of Taxes to be collected for the Consolidated City Fire Force Account will collectively amount to more than Twenty-six Million Seven Hundred Eighty-seven Thousand Two Hundred Forty-one Dollars (\$26,787,241) and the interest cost of making temporary loans for the Consolidated City Fire Force Account; and
- D. that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1993 distributions of Taxes levied for such Fund, and the June and December 1993 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Four Million Two Hundred

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Fourteen Thousand Seven Hundred Thirty-four Dollars (\$4,214,734) and the interest cost of making temporary loans for the Firemen's Pension Fund; and

- E. that there will be insufficient funds in the Consolidated County Fund to meet the current expenses payable from such Fund prior to the June and December 1993 distributions of Taxes levied for such Fund, and the June and December 1993 distributions of Taxes to be collected for the Consolidated County Fund will collectively amount to more than Ten Million Nine Hundred Nineteen Thousand Two Hundred Eighty-four Dollars (\$10,919,284) and the interest cost of making temporary loans for the Consolidated County Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds and Accounts in anticipation of Taxes for these Funds and Accounts actually levied for the year 1992 and in the course of collection for the year 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Twenty-eight Million Dollars (\$28,000,000) in anticipation of Taxes for the Account for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account from the June and December 1993 distributions of Taxes for the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 1993 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and the Consolidated City Police Force Account, 1993 Budget Fund No. 160, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of Four Million Dollars (\$4,000,000) in anticipation of Taxes for the Fund for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund from the June and December 1993 distributions of Taxes for the Police Pension Fund, to the Police Pension Fund, the 1993 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Fund, 1993 Budget Fund No. 810, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty-two Million Dollars (\$22,000,000) in anticipation of Taxes for the Account for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account from the June and December 1993 distributions of Taxes for the Consolidated City Fire Force Account to the payment of the principal of the Consolidated City Fire Force Account, the 1993 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1993 Budget Fund No. _____, Character _____, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Four Million Dollars (\$4,000,000) in anticipation of Taxes for the Fund for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund from the June and December 1993 distributions of Taxes for the Firemen's Pension Fund to the Firemen's Pension Fund, the 1993 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Firemen's Pension Fund 1993 Budget Fund No. 811, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated County Fund of the City in the maximum principal amount of Nine Million Dollars (\$9,000,000) in anticipation of Taxes for the Fund for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated County Fund and there is hereby appropriated and pledged to

the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated County Fund from the June and December 1993 distributions of Taxes for the Consolidated County Fund to the payment of the principal of the Consolidated County Fund, the 1993 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1993 Budget Fund No. 102, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 7. The Warrants for each Fund or Account may be issued in one series, designated Series 1993 Warrants ("Series 1993 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1993 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1993 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in amount not to exceed the amount of the December 1993 distribution of Taxes for that Fund or Account. All Series A Warrants shall mature and be payable not later than June 30, 1993. All Series B Warrants and Series 1993 Warrants shall mature and be payable not later than December 31, 1993. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 7. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 7. (a) The Controller may sell the Warrants in one or more Series as set forth in Section 6 pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have the Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more Series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 7. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal \$ _____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES 1993 _____
(_____ [FUND] [ACCOUNT])

On the _____ day of _____, 1993, the City of Indianapolis ("City") in Marion County, Indiana promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of

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the Marion County Treasurer, ex officio Treasurer of the City, the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear as a rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1992, and payable in the [first installment] [second installment] for the year 1993 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of \$ _____ evidencing a temporary loan in anticipation of the Taxes for the _____.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of December, 1992, for the purpose of providing funds for the _____ of the City, in compliance with IC 36-3-4-22.

The consideration for this Warrant is a loan made to the City in anticipation of Taxes levied for the _____ of the City for the year of 1992, payable in the [first installment] [second installment] for the year 1993, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the warrant to be signed in its corporate name by the manual or facsimile signature of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of the City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this _____ day of _____, 1993.

CITY OF INDIANAPOLIS

By: _____
Mayor, City of Indianapolis

COUNTERSIGNED:

By: _____
Controller, City of Indianapolis

ATTEST:

By: _____
Clerk, City of Indianapolis

EXHIBIT A

(Advances)
(to be placed on a separate page)

SECTION 8. The Warrants shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City, countersigned by the Controller of the City, the corporate seal of the City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer, or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 9. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the City represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 10. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 585, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 585, 1992 on November 23, 1992. The proposal authorizes tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1993 through December 31, 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:43 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 585, 1992 was adopted on the following roll call vote; viz:

22 YEAS: *Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short*

0 NAYS:

5 NOT VOTING: *Beadling, Gray, Ruhmkorff, Smith, West*

Proposal No. 585, 1992 was retitled FISCAL ORDINANCE NO. 79, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1992

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the County Welfare Fund ("Funds") during the period from January 1, 1993, through December 31, 1993, in anticipation of current taxes levied in the year 1992 and collectible in the year 1993 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund and the County Welfare Fund pending the receipt of Taxes actually levied in 1992 and in the process of collection in 1993, and the Mayor did make and enter of record a finding and the Auditor and the Mayor have requested the City-County Council of Indianapolis and of Marion County ("City-County Council") to authorize temporary borrowing to procure funds necessary for use by the Funds to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of the Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

- A. that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County General Fund will collectively amount to more than Sixty-Three Million Five Hundred Ninety-Two Thousand One Hundred Twenty-Six Dollars (\$63,592,126) and the interest cost of making temporary loans for the County General Fund; and
- B. that there will be insufficient funds in the County Welfare Fund to meet the current expenses payable from such Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Welfare Fund will collectively amount to more than Twenty-Three Million Three Hundred Thirteen Thousand Eight Hundred Twenty-Eight Dollars (\$23,313,828) and the interest cost of making temporary loans for the County Welfare Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes for these Funds actually levied for the year 1992 and in the course of collection for the year 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund of the County in the maximum principal amount of Sixty-Three Million Five Hundred Ninety-Two Thousand One Hundred Twenty-Six Dollars (\$63,592,126) in anticipation of Taxes for the Fund for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 1993 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow on temporary loans for the use and benefit of the County Welfare Fund of the County in the maximum principal amount of Twenty-Three Million Three Hundred Thirteen Thousand Eight Hundred Twenty-Eight Dollars (\$23,313,828) in anticipation of Taxes for the Fund for the year 1993, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Welfare Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County Welfare Fund from the June and December 1993 distributions of Taxes for the County Welfare Fund, to the County Welfare Fund for the payment of the principal of the Warrants evidencing such temporary loans and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 4 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 1993 Warrants ("Series 1993 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1993 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1993 for that Fund. The Series B Warrants for each Fund may be issued in amount not to exceed the amount of the December 1993 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than on June 30, 1993. All Series B Warrants and Series 1993 Warrants shall mature and be payable not later than December 31, 1993. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 4. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set

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forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 4. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 3 pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and The Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Commissioners, the Mayor and Auditor are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Auditor and the purchaser of the Warrants at public sale.

SECTION 5. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____

Principal \$ _____

MARION COUNTY
TAX ANTICIPATION TIME WARRANT, SERIES 1993 _____
(_____ FUND)

On the _____ day of _____, 1993, the Board of Commissioners of Marion County, Indiana ("County") promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer the sum of _____ Dollars (\$ _____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at the rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 1992, and payable from the [first installment] [second installment] for the year 1993 ("Taxes"), which Taxes are now in course of collection for the County _____ Fund, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of _____ Dollars (\$ _____), evidencing a temporary loan in anticipation of the Taxes for the County _____ Fund.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of _____, 1992, for the purpose of providing funds for the County _____ Fund, in compliance with IC 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for the County _____ Fund for the year of 1992, payable in the [first installment] [second installment] for the year 1993, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

November 23, 1992

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, The Board of Commissioners of Marion County, Indiana has caused the warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor and attested by the Auditor and the corporate seal of The Board of Commissioners to be hereunto affixed.

Dated this ____ day of _____, 1993.

THE BOARD OF COMMISSIONERS OF
MARION COUNTY, INDIANA

By: _____
Commissioner

By: _____
Commissioner

By: _____
Commissioner

COUNTERSIGNED:

By: _____
Mayor, City of Indianapolis

ATTEST:

By: _____
Auditor, Marion County

EXHIBIT A

(Advances)
(to be placed on a separate page)

SECTION 6. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the City. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 7. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No portion of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to

Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants, the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 587, 588, 589, 590, 591 and 592, 1992. The President ruled that these proposals will be discussed and voted on together. PROPOSAL NO. 587, 1992. The proposal appropriates \$50,000 for the Prosecuting Attorney to pay for additional computer equipment and consulting services associated with the computer system linkup between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council. PROPOSAL NO. 588, 1992. The proposal appropriates \$46,500 for the Prosecuting Attorney to assist in operating the Multi-Agency Drug Interdiction Task Force funded by a state grant. PROPOSAL NO. 589, 1992. The proposal appropriates \$66,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant. PROPOSAL NO. 590, 1992. The proposal appropriates \$128,134 for the Prosecuting Attorney to continue the Victim Advocate Project funded by a state grant. PROPOSAL NO. 591, 1992. The proposal appropriates \$47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant. PROPOSAL NO. 592, 1992. The proposal appropriates \$23,283 for the County Sheriff to continue to pay the salary of one employee who is assisting with the Child Abuse Awareness Program funded by a state grant. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 587, 588, 589, 590, 591 and 592, 1992 on November 11, 1992. By a unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 587, 588, 589, 590, 591 and 592, 1992, 1992 were adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Black, Boyd, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

4 NOT VOTING: *Borst, Brents, Coughenour, Hinkle*

2 NOT PRESENT: *Giffin, Williams*

Proposal No. 587, 1992 was retitled FISCAL ORDINANCE NO. 80, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

November 23, 1992

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize grant funding to purchase additional work stations, upgrade network software and obtain computer consulting services.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$28,000
4. Capital Outlay	<u>22,000</u>
TOTAL INCREASE	\$50,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$50,000</u>
TOTAL REDUCTION	\$50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 588, 1992 was retitled FISCAL ORDINANCE NO. 81, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Forty-six Thousand Five Hundred Dollars (\$46,500) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to appropriate money from the Drug-Free Communities Grant to assist in funding of the Multi-Agency Drug Interdiction Task Force.

SECTION 2. The sum of Forty-six Thousand Five Hundred Dollars (\$46,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$40,500
3. Other Services and Charges	2,283
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>3,717</u>
TOTAL INCREASE	\$46,500

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$46,500</u>
TOTAL REDUCTION	\$46,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 589, 1992 was retitled FISCAL ORDINANCE NO. 82, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Sixty-six Thousand Dollars (\$66,000)) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of enabling the Prosecuting Attorney to request funds appropriated by the Indiana General Assembly to provide Adult Protective Services.

SECTION 2. The sum of Sixty-six Thousand Dollars (\$66,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$55,000
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	11,000
TOTAL INCREASE	\$66,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$66,000
TOTAL REDUCTION	\$66,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 590, 1992 was retitled FISCAL ORDINANCE NO. 83, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for the Prosecuting Attorney to continue utilizing a grant from the Indiana Criminal Justice Institute for purposes of the Victim Advocate Program.

SECTION 2. The sum of One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

November 23, 1992

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

1. Personal Services

STATE AND FEDERAL GRANTS FUND

\$108,046

COUNTY AUDITOR

1. Personal Services (fringes)

20,088

TOTAL INCREASE

\$128,134

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered

State and Federal Grants Fund

\$128,134

TOTAL REDUCTION

\$128,134

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 591, 1992 was retitled FISCAL ORDINANCE NO. 84, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to appropriate grant money from the Indiana Criminal Justice Institute in order to continue a current Victim Assistance Program.

SECTION 2. The sum of Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY SHERIFF

1. Personal Services

STATE AND FEDERAL GRANTS FUND

\$37,340

COUNTY AUDITOR

1. Personal Services (fringes)

9,849

TOTAL INCREASE

\$47,189

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered

State and Federal Grants Fund

\$47,189

TOTAL REDUCTION

\$47,189

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 592, 1992 was retitled FISCAL ORDINANCE NO. 85, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-three Thousand Two Hundred Eighty-three Dollars (\$23,283)

in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue paying the salary of one employee in the Child Sexual Abuse Program.

SECTION 2. The sum of Twenty-three Thousand Two Hundred Eighty-three Dollars (\$23,283) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	\$18,899
 <u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	4,384
TOTAL INCREASE	\$23,283

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$23,283
TOTAL REDUCTION	\$23,283

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 504, 1992. Councillor Beadling moved, seconded by Councillor Ruhmkorff, to reconsider Proposal No. 504, 1992, as amended. This motion passed by the following roll call vote; viz:

16 YEAS: *Beadling, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*
9 NAYS: *Borst, Boyd, Brents, Golc, Jimison, Jones, Moriarty, Mullin, Short*
2 NOT VOTING: *Black, Gray*
2 NOT PRESENT: *Giffin, Williams*

Proposal No. 504, 1992, as amended, was adopted on the following roll call vote; viz:

16 YEAS: *Beadling, Black, Coughenour, Curry, Dowden, Franklin, Gilmer, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West*
11 NAYS: *Borst, Boyd, Brents, Golc, Gray, Hinkle, Jimison, Jones, Moriarty, Mullin, Short*
2 NOT PRESENT: *Giffin, Williams*

Proposal No. 504, 1992, as amended, was retitled GENERAL ORDINANCE NO. 153, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 153, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Indiana by amending Chapter 10, Article III to change the surcharge imposed for Enhanced 9-1-1.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article III of Chapter 10 of the Code of Indianapolis and Marion County, Indiana is hereby amended by adding the underlined language and removing the crosshatched language to read as follows:

ARTICLE III. EMERGENCY TELEPHONE SYSTEM FEE

Sec. 10-151. Enhanced 9-1-1.

The emergency telephone system fee provided for in IC 36-8-16-5 ("Enhanced 9-1-1 surcharge") is hereby adopted by the city-county council for and on behalf of Marion County.

Sec. 10-152. Surcharge imposed.

Said enhanced 9-1-1 surcharge in an amount of ~~thirty cents (\$0.30)~~ sixty-four cents (\$0.64) is hereby imposed on each exchange access facility (as defined in IC 36-8-16-3) used in Marion County.

Sec. 10-153. Rate amendment authorized.

The amount of this enhanced 9-1-1 surcharge may be changed by ordinance but no more than once in any calendar year.

Sec. 10-154. Surcharge not to exceed statutory limit.

This enhanced 9-1-1 surcharge shall remain uniform and shall not exceed the amount specified in IC 36-8-16-6(b).

SECTION 2. This ordinance shall be in effect from and after the first day of the second month after the month during which this ordinance is adopted in compliance with IC 36-3-4-14.

PROPOSAL NO. 595, 1992. The proposal authorizes the issuance and sale of bonds of the City for the purpose of procuring funds to pay for projects for the general public safety and welfare within the City. Councillor Curry reported that Proposal No. 595, 1992 is not ready to be heard and asked for consent to strike the proposal. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 1, 1992. Councillor Ruhmkorff asked Councillor McClamroch to give the Committee report since she voted against this proposal in Committee. Councillor McClamroch reported that the Community Affairs Committee heard Proposal No. 1, 1992 on November 18, 1992. The proposal, sponsored by Councillor Mullin, concerns electronic welfare benefits transfers. Councillor McClamroch said this resolution urges the state legislature to study the electronic transfer of welfare benefits, and especially to use Marion County as a test site for that proposition. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McClamroch moved, seconded by Councillor Mullin, for adoption.

Councillor Mullin said that there are no appropriations associated with this proposal.

Councillor Hinkle asked who is going to pay for this pilot program. He yielded to Councillor O'Dell.

Councillor O'Dell moved, seconded by Councillor Hinkle, to amend Proposal No. 1, 1992 by inserting a new Section 3 as follows:

SECTION 3. If the State of Indiana decides to test or implement electronic welfare benefits transfers in Marion County, the Indianapolis City-County Council shall be notified, briefed, and must review and approve the plan before it can be executed. A qualification of this approval is that the test or implementation does not incur any additional cost to Marion County.

Councillor Mullin said he had no objection to this amendment.

Councillor Ruhmkorff said she will be voting against this proposal because there will be too many small stores that will not be able to afford this electronic equipment.

Councillor O'Dell's amendment passed by unanimous voice vote. Proposal No. 1, 1992, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Black, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, SerVaas, Shambaugh, Short, West

3 NAYS: Ruhmkorff, Schneider, Smith

4 NOT VOTING: Beadling, Borst, Dowden, Rhodes

2 NOT PRESENT: Giffin, Williams

Proposal No. 1, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 91, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 1992

A SPECIAL RESOLUTION concerning electronic welfare benefits transfers.

WHEREAS, more than 90,000 people in Marion County depend upon some form of public welfare; and

WHEREAS, it is important and beneficial for welfare recipients, welfare administrators, and for the taxpayers, that the public assistance program constantly seeks new, innovative and more efficient ways to deliver welfare services; and

WHEREAS, a pioneering welfare administration technique in Baltimore, Maryland, involves an electronic benefits transfer program that has already been test marketed and is being expanded state-wide in Maryland; and

WHEREAS, such a system replaces paper checks, food coupons and cash with a modern form of debit card electronic transfer of welfare funds which results in more rapid payments, more accurate and faster accounting by welfare administrators, less welfare check theft, and administrative savings that can then be used for job training, economic development, consumer education and other beneficial uses; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges welfare department officials and all other interested citizens to closely examine the Baltimore, Maryland, experience and other evidence concerning innovative electronic benefits transfers as a means of modernizing the public welfare delivery system.

SECTION 2. As the state's largest county, Marion County is willing to consider this county, or a portion therein, as a test site for this fresh approach if the Indiana General Assembly and the State of Indiana approve exploring the use of modern electronic technology in this aspect of public welfare.

SECTION 3. If the State of Indiana decides to test or implement electronic welfare benefits transfers in Marion County, the Indianapolis City-County Council shall be notified, briefed, and must review and approve the plan before it can be executed. A qualification of this approval is that the test or implementation does not incur any additional cost to Marion County.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 437, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 437, 1992 on November 18, 1992. The proposal approves a schedule of rates for Marion County Healthcare Center. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor

Ruhmkorff moved, seconded by Councillor Smith, for adoption. Proposal No. 437, 1992 was adopted on the following roll call vote; viz:

17 YEAS: *Beadling, Boyd, Brents, Coughenour, Curry, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, SerVaas, Shambaugh, Short, Smith*

0 NAYS:

10 NOT VOTING: *Black, Borst, Dowden, Franklin, Golc, Gray, Rhodes, Ruhmkorff, Schneider, West*

2 NOT PRESENT: *Giffin, Williams*

Proposal No. 437, 1992 was retitled GENERAL RESOLUTION NO. 11, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 11, 1992

A GENERAL RESOLUTION approving the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center.

WHEREAS, the Board of Managers of the Marion County Healthcare Center is directed, by Indiana Code 12-30-3-18, to fix the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center; and

WHEREAS, on June 17, 1992, the Board of Managers of the Marion County Healthcare Center unanimously voted to increase the schedule of charges and to fix that schedule of charges as described in Exhibit A attached; and

WHEREAS, these rates are based on a fair and reasonable estimate of the cost of care and do not anticipate any profit from rendering such care; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County hereby approves the schedule of charges set by the Marion County Healthcare Center Board of Managers at its June meeting as described in Exhibit A attached.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 500, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 500, 1992 on November 18, 1992. The proposal transfers and appropriates \$130,000 for the Marion County Healthcare Center to pay for needed items. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption. Proposal No. 500, 1992 was adopted on the following roll call vote; viz:

20 YEAS: *Black, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short*

0 NAYS:

7 NOT VOTING: *Beadling, Borst, Franklin, Rhodes, Schneider, Smith, West*

2 NOT PRESENT: *Giffin, Williams*

Proposal No. 500, 1992 was retitled FISCAL ORDINANCE NO. 86, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred and Thirty Thousand Dollars

Journal of the City-County Council

(\$130,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that Center.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (l) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Healthcare Center to have sufficient funds in the proper Characters to pay for needed purchases.

SECTION 2. The sum of One Hundred Thirty Thousand Dollars (\$130,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 80,000
3. Other Services and Charges	<u>50,000</u>
TOTAL INCREASE	\$130,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 90,000
4. Capital Outlay	<u>40,000</u>
TOTAL REDUCTION	\$130,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 517, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 517, 1992 on November 18, 1992. The proposal amends the Code by changing the intersection controls at Livingston Avenue and 16th Street (Districts 16, 17). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal No. 517, 1992 was adopted on the following roll call vote; viz:

21 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West

0 NAYS:

6 NOT VOTING: Beadling, Gilmer, Rhodes, Ruhmkorff, Schneider, Short

2 NOT PRESENT: Giffin, Williams

Proposal No. 517, 1992 was retitled GENERAL ORDINANCE NO. 154, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 154, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23, Pg. 4	Livingston Av. & 16th St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
23, Pg. 4	Livingston Av. & 16th St.	16th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 543, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 543, 1992 on November 19, 1992. The proposal transfers and appropriates \$100,000 for the Department of Parks, Parks Management Division, to cover overtime costs. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 543, 1992 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, West

0 NAYS:

6 NOT VOTING: Black, Brents, Golc, Hinkle, Schneider, Shambaugh

2 NOT PRESENT: Giffin, Williams

Proposal No. 543, 1992 was retitled FISCAL ORDINANCE NO. 87, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Parks Management Division, and reducing certain other appropriations from the Recreation and Sports Facilities Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to pay for overtime costs associated with wind and storm damage.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u> <u>PARKS MANAGEMENT DIVISION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	\$100,000
TOTAL INCREASE	\$100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u> <u>RECREATION AND SPORTS FACILITIES DIVISION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	\$100,000
TOTAL REDUCTION	\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 576, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 576, 1992 on November 19, 1992. The proposal transfers and appropriates \$70,000 for the Department of Parks and Recreation, Golf Division, to cover utility and other services costs. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Schneider, for adoption. Proposal No. 576, 1992 was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Short, Smith, West*

0 NAYS:

2 NOT VOTING: *Black, Shambaugh*

2 NOT PRESENT: *Giffin, Williams*

Proposal No. 576, 1992 was retitled FISCAL ORDINANCE NO. 88, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Seventy Thousand Dollars (\$70,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Golf Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Golf Division, to cover utility and tee-time reservation costs.

SECTION 2. The sum of Seventy Thousand Dollars (\$70,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION
GOLF DIVISION

3. Other Services and Charges
TOTAL INCREASE

PARK GENERAL FUND
\$70,000
\$70,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PARKS AND RECREATION
GOLF DIVISION

2. Supplies
4. Capital Outlay
TOTAL REDUCTION

PARK GENERAL FUND
\$30,000
40,000
\$70,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 593, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 593, 1992 on November 11, 1992. The proposal transfers and appropriates \$55,000 for the Superior Court, Juvenile Division/Detention Center, to cover a projected deficit in salaries. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass

as amended. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 593, 1992, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
2 NAYS: *Gilmer, Hinkle*
1 NOT VOTING: *Black*
2 NOT PRESENT: *Giffin, Williams*

Proposal No. 593, 1992, as amended, was retitled FISCAL ORDINANCE NO. 89, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the County General Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center, to transfer funds between Characters for the Juvenile Division.

SECTION 2. The sum of Fifty-five Thousand Dollars (\$55,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, JUVENILE
DIVISION/DETENTION CENTER
1. Personal Services
TOTAL INCREASE

COUNTY GENERAL FUND
\$55,000
\$55,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, JUVENILE
DIVISION/DETENTION CENTER
2. Supplies
3. Other Services and Charges
4. Capital Outlay
TOTAL REDUCTION

COUNTY GENERAL FUND
\$29,382
10,000
15,618
\$55,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 596, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 596, 1992 on November 18, 1992. The proposal amends the Code by authorizing a 4-way stop at the intersection of Oxford Street and 58th Street (District 7). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal No. 596, 1992 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
0 NAYS:

3 NOT VOTING: Black, Hinkle, Gray

2 NOT PRESENT: Giffin, Williams

Proposal No. 596, 1992 was retitled GENERAL ORDINANCE NO. 155, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 155, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 10	Oxford St. & 58th St.	Oxford St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 10	Oxford St. & 58th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:35 p.m.

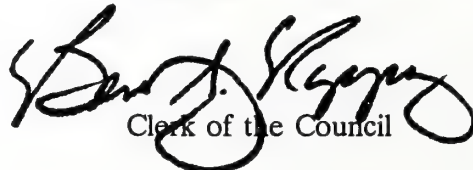
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of November, 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:


Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, DECEMBER 14, 1992**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, December 14, 1992, with Councillor SerVaas presiding.

Councillor SerVaas led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor O'Dell introduced Daryl Dasher, Environmental Manager, Navistar. Councillor Borst introduced Evelyn Sayers, Vice Chairman of Marion County Healthcare Center. Councillor Curry acknowledged the presence of Lawrence Buell, Executive Director, Health and Hospital Corporation. Councillor Hinkle introduced John Ryan, former deputy mayor of Indianapolis.

OFFICIAL COMMUNICATIONS

Councillor Boyd presented a report on the National League of Cities (NLC) conference in New Orleans. Councillor Williams stated that she attended several sessions on education at the conference where Mr. McKenna, Superintendent of Education, Englewood, California,

was the speaker. She suggested inviting Mr. McKenna to Indianapolis to speak to the community concerning creative educational ideas.

Ray Irvin and Ruth Hayes presented the annual report of the White River Greenway Development Board.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 14, 1992, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

November 20, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, November 25, 1992, a copy of LEGAL NOTICE on General Ordinance No. 129, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 78, 1992, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund and the Consolidated County Fund during the period January 1, 1993 through December 31, 1993.

FISCAL ORDINANCE NO. 79, 1992, approving temporary tax anticipation borrowing, authorizing Marion County, Indiana to make temporary loans for the use of the County General Fund and the County Welfare Fund during the period from January 1, 1993 through December 31, 1993.

FISCAL ORDINANCE NO. 80, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 81, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Forty-six Thousand Five Hundred Dollars (\$46,500) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 82, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Sixty-six Thousand Dollars (\$66,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 83, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 84, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Forty-seven Thousand One Hundred Eighty-nine Dollars (\$47,189) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 85, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Twenty-three Thousand Two Hundred Eighty-three Dollars (\$23,283) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 86, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred and Thirty Thousand Dollars (\$130,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that Center.

FISCAL ORDINANCE NO. 87, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Parks Management Division, and reducing certain other appropriations from the Recreation and Sports Facilities Division.

FISCAL ORDINANCE NO. 88, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Seventy Thousand Dollars (\$70,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Golf Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 89, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the County General Fund for purposes of the Superior Court and reducing the appropriations for that Division.

SPECIAL RESOLUTION NO. 88, 1992, recognizing the Hawthorne DrugBusters.

SPECIAL RESOLUTION NO. 89, 1992, concerning the White River Greenway.

SPECIAL RESOLUTION NO. 90, 1992, authorizing Marion County, Indiana to enter into a Lease Agreement and Option to Purchase to provide office space for the Wayne Township Assessor and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 91, 1992, concerning electronic welfare benefits transfers.

GENERAL ORDINANCE NO. 153, 1992, amending the Code of Indianapolis and Marion County, Indiana by amending Chapter 10, Article III to change the surcharge imposed for Enhanced 9-1-1.

GENERAL ORDINANCE NO. 154, 1992, amending the Code by changing the intersection controls at Livingston Avenue and 16th Street (Districts 16, 17).

GENERAL ORDINANCE NO. 155, 1992, amending the Code by authorizing a 4-way stop at the intersection of Oxford Street and 58th Street (District 7).

GENERAL RESOLUTION NO. 11, 1992, approving the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of November 23, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 656, 1992. This proposal, sponsored by Councillor SerVaas, approves a schedule of regular council meetings for the year 1993. Councillor Rhodes offered the following substitutions to the schedule: (1) January 25, 1993 for January 19, 1993, (2) April 12, 1993 for April 5, 1993, (3) July 12, 1993 for July 19, 1993, (4) November 1, 1993 for October 25, 1993, (5) November 15, 1993 for November 8, 1993 and (6) November 29, 1993 for November 22, 1993.

President SerVaas asked the Clerk of the Council to incorporate those changes into the schedule and to also meet with Councillor Boyd to see if the Democrat Caucus had any changes to suggest. Proposal No. 656, 1992 will be heard at the January 4, 1993 Council meeting.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 648, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving the Amendment of documents executed in connection with the issuance of the City of Indianapolis Economic Development Revenue Bonds (Indianapolis Historic Partners Project) which were originally issued in 1985"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 650, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION expanding the Urban Enterprise Zone boundaries to include Thomson Consumer Electronics, Inc. Headquarters (RCA plant)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 651, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,000 for the County Surveyor to finalize a contract for fiscal year 1993 with the Department of Public Works concerning IMAGIS"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 652, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$812,956 for the County Auditor to technically amend its 1993 budget concerning the Prosecutor's Diversion Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 653, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 654, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE to technically amend the 1993 budget by transferring \$20,439 in pauper appeals from the Clerk of the Circuit Court's budget to the Marion County Public Defender Agency's budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 655, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection control at North Street and Rural Street from traffic signals to stop signs (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 657, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION determining the need to lease office space located at 129 East Market Street, Indianapolis, Indiana for the Department of Metropolitan Development, Planning Division"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 658, 1992. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Margaret Maxwell to the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 659, 1992. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code concerning adjournment motions recognizing deceased persons"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 646, 647 and 649, 1992. Councillor Giffin asked for consent to vote on these three proposals together. Consent was given. PROPOSAL NO. 646, 1992. The proposal extends the expiration date of the existing Inducement Resolution for Meadows Revival, Inc. through June 30, 1993. PROPOSAL NO. 647, 1992. The proposal extends the expiration date of the existing Inducement Resolution for Homeward Partners, Inc. through June 30, 1993. PROPOSAL NO. 649, 1992. The proposal approves an Inducement Resolution for CORE General partnership in an amount not to exceed \$10,000,000 for the acquisition, construction, renovation, installation and equipping of the existing Wingate Village Apartments which are located on East 38th Street between Mitthoeffer and German Church Roads. Councillor Giffin reported that the Economic Development Committee heard Proposal Nos. 646, 647 and 649, 1992 on December 9, 1992.

By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal Nos. 646, 647 and 649, 1992 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Rhodes

Proposal No. 646, 1992 was retitled SPECIAL RESOLUTION NO. 92, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 92, 1992

A SPECIAL RESOLUTION AMENDING City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 84, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA**

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1992 contained therein and replacing said date with the date of June 30, 1993.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 647, 1992 was retitled SPECIAL RESOLUTION NO. 93, 1992 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 93, 1992

A SPECIAL RESOLUTION AMENDING City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds

from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1992 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; and

WHEREAS, the Company intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended or any successor section thereof in connection with the Project and the Indiana Housing Finance Authority; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1992 contained therein and replacing said date with the date of June 30, 1993.

SECTION 2. A new Section 6 is hereby added to City-County Special Resolution No. 72, 1990, as amended, which shall read as follows:

"Section 6. The City-County Council recognizes that the Company intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds."

SECTION 3. The City-County Council further finds, determines, ratifies and confirms that except as modified by Sections 1 and 2 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 649, 1992 was retitled SPECIAL RESOLUTION NO. 94, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 94, 1992

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, CORE General Partnership, a to be formed Indiana General Partnership (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing Wingate Village Apartments consisting of 70 apartment buildings containing a total of approximately 661,000 square feet constructed into 852 apartments plus community, maintenance and laundry buildings; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (eleven (11) jobs at the end of one year and thirteen (13) jobs at the end of three years) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the

Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Ten Million Dollars (\$10,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1993, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 660-663, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 11, 1992". The Council did not schedule Proposal

Nos. 660-663, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 660-663, 1992 were retitled REZONING ORDINANCE NOS. 130-133, 1992 and are identified as follows:

REZONING ORDINANCE NO. 130, 1992. 92-Z-114 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.

10610 EAST 56TH STREET (approximate address), INDIANAPOLIS.

PAUL and CLARIBEL STEWART, by Thomas Michael Quinn, request the rezoning of 36.782 acres, being in the D-6II District, to the D-5II classification to provide for residential development.

REZONING ORDINANCE NO. 131, 1992. 92-Z-125 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.

902 NORTH ALABAMA STREET (approximate address), INDIANAPOLIS.

HISTORIC LANDMARK FOUNDATION requests the rezoning of 0.58 acre, being in the C-4/RC District, to the CBD-2/RC classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 132, 1992. 92-Z-126 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.

8001-8301 FIVE POINTS ROAD (approximate address), INDIANAPOLIS.

STEPHEN D. PFENDLER and LUCY D. BRIDEWATER, by William F. LeMond, request the rezoning of 99.21 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 133, 1992. 92-Z-128 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #05.

2702 NORTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.

GRASSY CREEK GOLF COURSE requests the rezoning of 24.26 acres, being in the D-A District, to the SU-3 classification to provide for the expansion of an existing golf course.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 616, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 616, 1992 on December 4, 1992. The proposal amends the Code concerning air pollution permit fees and the creation of a special, non-reverting fund. Councillor Coughenour stated that the purpose of these proposed changes is to increase permit fees to (1) allow the City to begin meeting regulatory requirements of the 1990 federal Clean Air Act and (2) reduce the portion of the Air Pollution Control (APC) budget funded by property taxes. User fees will be deposited in a dedicated, non-reverting Air Pollution Control Fund to be established by this proposal. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider stated that he needed more time to study the proposal and would like this proposal postponed.

Councillor O'Dell spoke in opposition to the proposal. He said this proposal does two things: (1) increases the facility fees for some businesses by as much as 300% and (2) implements a new source fee. He believes that some of the fees are unfair. He would also like it postponed.

Councillor Short stated that he supports the proposal based on the information that he has received from the business community.

Marty Dezelan, Director of Government Affairs, Chamber of Commerce, said that the Chamber supports the increase in fees for the business community. The Chamber worked with committees representing a wide cross-section of businesses who are affected by the local permit fees, and on July 24, 1992 a five-year plan was recommended by the Chamber for the implementation of the Clean Air Act.

Councillor O'Dell asked if property taxes would increase if this proposal was not passed at this Council meeting.

David Jordan, Assistant Administrator, APC Section, Department of Public Works (DPW), replied that there is only \$400,000 of property tax revenue that is set aside for air pollution control in 1993 and there is no way to increase this amount. Two things will happen on January 1, 1993, if this does not pass at this Council meeting: (1) APC Section will continue to operate out of the Consolidated County Fund, and (2) the current fee schedule will remain in effect. He urged the Council to pass this proposal.

Councillor West stated that the longer this is postponed the smaller the revenue will be that is received in 1993. If APC does not increase its fees it will not have enough money to operate in 1993. The Council budgeted APC to have increased user fees.

Councillor Williams stated that she supports the proposal and does not think anything will be accomplished by postponing it. The Public Works Committee had a lengthy and detailed hearing on it.

Councillor Coughenour said that besides a lengthy Committee meeting, the APC Board has spent six months studying this and the Chamber has had numerous meetings concerning the fee schedule. Proposal No. 616, 1992 is a consensus of both the APC Board and the Chamber and she does not believe that the Council can improve on it. The property tax has already been reduced from \$800,000 to \$400,000 and every week that the new rates are not collected, will adversely affect this budget.

The President asked Robert Elrod, General Counsel, when the license fees are scheduled to begin.

Mr. Elrod stated that the way the ordinance is now structured is that fees due from people who hold licenses on January 1 will be determined by their status on January 1. Fees cannot be increased retroactively.

Sue Michael, Corporation Counsel, stated that she agrees with Mr. Elrod's interpretation of the ordinance. She pointed out that this proposal is an interim step. The City is stair-stepping into complete compliance with the Clean Air Act. In this proposal the fees are not due until March 31, so there is still time to make any changes that are necessary to this ordinance before those fees are due.

Councillor Hinkle stated that this is a federal mandate that has to be funded. This whole process is a means of gradual funding without putting the burden on the taxpayer. It is the beginning of a process that the federal government says must be completed by 1994.

Councillor Beadling said she is concerned that the City is overcharging some businesses by these new fees. She would like a system set up so the City knows exactly the number of hours businesses are being charged.

The President asked if there will be a review of this whole procedure at the end of 1993. Mr. Jordan replied that the fee schedule will be reviewed during 1993 and if changes are needed they will be made in 1994.

Councillor Smith asked if the emission standards are more restrictive than the federal guidelines. Mr. Jordan replied that for the most part the City's standards for emission are identical with the state and federal regulations.

The President called for public testimony at 8:30 p.m.

Daryl Dasher, Navistar International Transportation Corporation, said that Navistar supports the proposal except for the source fees in Section 2. Last year its fees were \$2,350, but with the new formula and the \$10,000 source fee, it would be paying \$15,400. Navistar feels that this amount is disproportionate.

Councillor Coughenour stated that these new fees were reviewed during the APC Section budget hearing. The Council passed their budget based on this proposal. Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption of Proposal No. 616, 1992, as amended.

President SerVaas acknowledged Councillor Schneider's motion to postpone Proposal No. 616, 1992 until January 4, 1993. This motion was seconded by Councillor O'Dell.

Councillor McClamroch asked how much revenue will be lost if this proposal is postponed until after the first of the year. James H. Steele, Jr., City Controller, replied that based upon the 1993 budget that was presented and passed by the Council, if this new fee schedule does not take place in January 1993 APC will lose approximately \$600,000 in 1993.

Councillor Schneider's motion failed by a majority voice vote.

Councillor Black moved the question, seconded by Councillor Gray. This motion passed by majority voice vote.

The President confirmed that the Clean Air staff would reconsider some of the levels of fees to be charged in this interim step and the whole system will be reviewed at the end of the 1993.

Proposal No. 616, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams
4 NAYS: Dowden, O'Dell, Schneider, Smith

Councillor Borst asked for consent to explain his vote. Consent was given. Councillor Borst stated that he voted for this proposal because he is convinced that the homework was done, but that the city and county departments have to do a better job of communicating with all the Councillors on these issues.

Councillors Gilmer and Franklin stated that they agreed with Councillor Borst.

The President suggested that committee chairmen remind everyone appearing before their committees of the importance of communicating with the rest of the Council.

Councillor Boyd asked if there is a procedure in place that requires all of the material coming to the Council to have been approved by the Mayor's Regulatory Study Commission.

The President stated that he believes that there is a group of persons in the administration who review proposed ordinances of its own departments.

Councillor West stated that the Air Pollution Control Board is a formally constituted body by this Council. The Regulatory Study Commission has been formed only by Executive Order of the Mayor to carry out certain tasks on his behalf. Once a body that is set up by ordinance acts, the matter should not be sent off to some other body, but its action should come to the Council

Proposal No. 616, 1992 was retitled GENERAL ORDINANCE NO. 156, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 156, 1992

A GENERAL ORDINANCE amending Chapter 4 of the Code dealing with air pollution control to: 1) increase the permit fees charged by the Air Pollution Control Section of the Environmental Resources Management Division of the Department of Public Works to levels necessary to begin the process of developing and administering for Marion County the permit program requirements of the federal Clean Air Act, and 2) to establish for such fees and other specified revenue sources a special, non-reverting fund to be known as the "air pollution control program fund."

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 4-52 and 4-53 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-52. Permit fees.

(a) Purpose. This section 4-52 increases permit fees due to the division in calendar year 1993 to levels necessary to begin the process of developing and administering for Marion County the permit requirements of the federal Clean Air Act of 1990. The fees set by this section are interim level fees which will be examined annually as a part of the development of a federally enforceable permit program.

~~(a)~~ Application fees. The division shall collect a nonrefundable fee of one hundred dollars (\$100.00) whenever a person submits an application to:

- (1) Obtain a construction permit;
- (2) Obtain an operating permit;
- (3) Obtain an asbestos abatement permit;
- (4) Obtain an emission credit permit;
- (5) Change the name of the permittee on a permit issued by the administrator;
- (6) Transfer a permit to a new owner of the air contaminant emitter subject to a permit;
- (7) The application fee for (1) through (6) above is waived if:
 - a. A permittee has already obtained a construction permit, and is submitting an application for an initial operating permit;
 - b. A permittee is renewing an operating permit;
 - c. A permittee is renewing an asbestos abatement permit;
 - d. A permittee is renewing an emission credit permit.

~~(b)~~ Construction permits. The division shall collect a fee for reviewing plans and issuing a construction permit.

- (1) Base fees.

- a. The fee for each ~~air contaminant emitter~~ facility with potential emissions of any one (1) pollutant less than ~~twenty-five (25)~~ ten (10) tons per year shall be ~~two three~~ three hundred dollars ~~(\$200.00)~~ (\$300.00).
- b. The fee for each ~~air contaminant emitter~~ facility with potential emissions of any one (1) pollutant of ~~twenty-five (25)~~ ten (10) tons per year or greater but less than twenty (20) tons per year ~~or greater~~ shall be ~~three thousand five hundred~~ three thousand dollars ~~(\$3,000.00)~~ (\$500.00).
- c. The fee for each facility with potential emissions for any one (1) pollutant of twenty (20) tons per year or greater, but less than twenty-five (25) tons per year shall be one thousand dollars (\$1,000.00).
- d. The fee for each facility with potential emissions of any one (1) pollutant of twenty-five (25) tons per year or greater, but less than one hundred (100) tons per year shall be three thousand dollars (\$3,000.00).
- e. The fee for each facility with potential emissions of any one (1) pollutant of greater than one hundred (100) tons per year shall be five thousand dollars (\$5,000.00).

(2) In addition to fees collected under paragraph (1) above, the division shall collect all applicable fees specified in a. through d. below.

- a. The fee for each ~~air contaminant emitter~~ review involving a facility or facilities subject to federal, state, or local new source performance standards shall be two hundred dollars (\$200.00) per standard.
- b. The fee for each ~~air contaminant emitter~~ review involving a facility or facilities subject to federal, state, and local national emission standards for hazardous air pollutants shall be two hundred dollars (\$200.00) per pollutant.
- c. The fee for each ~~air contaminant emitter~~ which requires a construction permit public hearing public notice required as a part of a construction permit review shall be four hundred dollars (\$400.00) per pollutant.
- d. The fee for each ~~air contaminant emitter~~ facility subject to best available control technology (BACT) or lowest achievable emission rate (LAER) shall be two thousand dollars (\$2,000.00) per pollutant for each applicable pollutant.
- e. The fee for each facility subject to modeling analysis shall be three thousand dollars (\$3,000.00) per pollutant for each applicable pollutant, except where such analysis is performed by the division, in which case the fee shall be five thousand dollars (\$5,000.00) per pollutant for each applicable pollutant.

(ed) Operating permits. This part (d) shall apply to all operating permits except gasoline dispensing facility operating permits and portable air curtain incinerator and portable sandblasting operation operating permits. The division shall collect a fee for the initial issuance of an operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. The fee for each air contaminant emitter shall be the per facility fee specified in subpart (1) below, plus the source category fees specified in subpart (2) below, if applicable.

(1) Per facility fees.

- a. The fee for each ~~air contaminant emitter~~ facility with allowable emissions of any one (1) pollutant less than twenty-five (25) tons per year shall be one hundred fifty dollars ~~(\$50.00)~~ (\$150.00).
- b. The fee for each ~~air contaminant emitter~~ facility with allowable emissions of any one (1) pollutant of twenty-five (25) tons per year or greater, but less than one hundred (100) tons per year, shall be two five hundred dollars ~~(\$200.00)~~ (\$500.00).
- c. The fee for each ~~air contaminant emitter~~ facility with allowable emissions of any one (1) pollutant of one hundred (100) tons per year or greater, but less than two hundred fifty (250) tons shall be three nine hundred fifty dollars ~~(\$350.00)~~ (\$900.00).
- d. The fee for a ~~portable air curtain incinerator or portable sandblasting operation~~ shall be two hundred fifty dollars (\$250.00) each facility with allowable emissions of any one (1) pollutant of two hundred fifty (250) tons per year or greater shall be one thousand four hundred dollars (\$1,400.00).

(2) Source category fees.

- a. The fee for each secondary lead smelter, metal foundry with a melt rate over twenty (20) tons per hour, steam electric power plant, petroleum refining operation or municipal waste combustor shall be ten thousand dollars (\$10,000.00).
- b. The fee for each bulk gasoline terminal shall be seven thousand five hundred dollars (\$7,500.00). As used in this subpart "bulk gasoline terminal" shall have the meaning set forth in Board Regulation X.

- c. The fee for each coke oven battery shall be ten thousand dollars (\$10,000.00). As used in this subpart "coke oven battery" shall have the meaning set forth in Board Regulation X.
- d. The fee for each minor source other than those listed in a., b., or c. above shall be five hundred dollars (\$500.00).
- e. The fee for each major source other than those listed in a., b., or c. above shall be two thousand dollars (\$2,000.00).
- f. The fee for each source subject to federal, state or local national emission standards for hazardous air pollutants shall be one thousand dollars (\$1,000.00).
- g. The fee for each source subject to federal, state or local new source performance standards shall be one thousand dollars (\$1,000.00) per standard.

(e) Gasoline dispensing facility operating permits. The division shall collect a fee for the initial issuance of a gasoline dispensing facility operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. As used in this subpart "gasoline dispensing facility" shall have the meaning set forth in Board Regulation IV-3.3.

- (1) The fee for each gasoline dispensing facility with allowable emissions of any one pollutant less than twenty-five (25) tons per year shall be fifty dollars (\$50.00).
- (2) The fee for each gasoline dispensing facility with allowable emissions of any one pollutant of twenty-five (25) tons or greater per year shall be two hundred dollars (\$200.00).

(f) Portable air curtain incinerator and portable sandblasting operation operating permits. The division shall collect a fee for the initial issuance of a portable air curtain incinerator or portable sandblasting operation operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. The fee for each air curtain incinerator or portable sandblasting operation shall be two hundred fifty dollars (\$250.00).

(g) Fire training facility permit. The division shall collect an annual fee of fifty dollars (\$50.00) for each fire training facility permitted pursuant to this chapter.

(4h) Emission credit permits. The division shall collect a fee of two hundred dollars (\$200.00) for the initial issuance of an emission credit permit and an annual administrative fee for each succeeding year of two hundred dollars (\$200.00) for the maintenance of an emission credit permit.

(ei) Asbestos abatement permits. The division shall collect a fee of four hundred fifty dollars (\$450.00) for the initial issuance of an asbestos abatement permit and an annual administrative fee for each succeeding year of four hundred fifty dollars (\$450.00) for the maintenance and renewal of an asbestos abatement permit.

Sec. 4-53. Payment; waivers and unpaid fees.

(a) Payment due. Application fees shall be paid at the time the application is submitted. Fees for construction permits or the initial issuance of an operating permit, emission credit permit or asbestos abatement permit shall be paid before the administrator issues the permit. Annual administrative fees shall be paid by January 31 of each year for all air contaminant emitters which have operating permits as of January 1 of each year. Notwithstanding the previous sentence, in calendar year 1993, annual administrative fees shall be paid by March 31, 1993 for all air contaminant emitters which have operating permits as of January 1, 1993.

(b) All permit fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller- and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.

(c) If a permit applicant or holder of a permit appears before the board and demonstrates that payment of applicable permit fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.

(d) All permit fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay permit fees as required in ~~paragraph (a)~~ this chapter.

SECTION 2. The Code of Indianapolis and Marion County, Indiana is hereby amended by adding new Secs. 4-54 and 4-55 as follows:

Sec. 4-54. Testing and monitoring fees.

- (a) Fees. The division shall collect a fee for reviewing testing and monitoring data and results.
- (1) The fee for each stack test conducted for the purpose of demonstrating compliance with this chapter, any regulation adopted by the Board or any permit issued by the division shall be seven hundred dollars (\$700.00).
- (2) The fee for continuous emission monitor(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be two hundred dollars (\$200.00) per facility.
- (3) The fee for air quality monitoring network(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be one thousand four hundred dollars (\$1,400.00) per source.
- (b) Payment due. Stack test fees shall be paid upon submission of stack results to the division. Continuous emission monitor fees and air quality monitoring network fees shall be paid by January 31 of each year.
- (c) All testing and monitoring fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.
- (d) If a person appears before the board and demonstrates that payment of applicable testing and monitoring fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.
- (e) All testing and monitoring fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay testing and monitoring fees as required by this chapter.

Sec. 4-55. Air Pollution Control Program Fund.

- (a) Effective in fiscal year 1993, there is hereby created a special fund to be designated as the "air pollution control program fund", in the division of finance, under the controller.
- (b) This fund shall be a continuing fund, with all balances remaining therein at the end of each calendar year and no such balances shall lapse into the city or county general funds or ever be diverted, directly or indirectly, in any manner, to any other uses than developing and administering the permit program requirements of the federal Clean Air Act, performing ambient air quality monitoring, evaluating compliance with requirements of this Chapter, any regulation adopted by the Board or any permit issued by the division and other uses related to prevention, abatement and control of air pollution as authorized by this Chapter.
- (c) The fund shall be created by transfer of four hundred thousand dollars (\$400,000.00) from consolidated county in calendar year 1993, by deposit of all permit fees and testing and monitoring fees, including any penalties and interest thereon, required to be collected by the division by section 4-52 and section 4-54, deposit of any grants from state or federal governmental agencies and deposit of monies recovered, exclusive of court costs, from enforcement actions brought pursuant to Article VI of this Chapter.
- (d) Monies from this reserve fund shall be appropriated in accordance with the procedures for expenditure of public funds.

SECTION 3. Sec. 4-11 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-11. Definitions.

As used in this chapter and its regulations, the following terms shall have the meanings ascribed to them:

Actual emissions means the emissions which occurred over a specified period of time based upon emission monitoring, stack testing, emission factors, or other measures acceptable to the administrator.

Administrator means the assistant administrator of the air pollution control division section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County, or other designee of the director of the department of public works.

Air contaminant means any solid, liquid or gaseous matter, or any combination thereof, that may be emitted into the ambient air in a manner which may cause or contribute to air pollution.

~~Air contaminant emitter means any vehicle, process, facility or any other device that emits or is capable of emitting an air contaminant, whether privately or publicly owned or operated.~~

~~Air pollution means the presence of solid, liquid or gaseous matter, or any combination thereof, in the ambient air in sufficient quantities and of such characteristics and duration which:~~

- ~~(1) Injures or threatens to injure human, plant or animal life; or~~
- ~~(2) Damages or threatens to damage property; or~~
- ~~(3) Unreasonably interferes with the comfortable enjoyment of life and property.~~

~~Allowable emissions means the emissions rate calculated using the following factors:~~

- ~~(1) The maximum rated capacity;~~
- ~~(2) Year-round operation (8,760 hours per year); and~~
- ~~(3) The most stringent emission limit applicable under federal, state or local air pollution control laws.~~

Air contaminant emitter means any vehicle, process, facility or any other device that emits or is capable of emitting an air contaminant, whether privately or publicly owned or operated.

Air pollution means the presence of solid, liquid or gaseous matter, or any combination thereof, in the ambient air in sufficient quantities and of such characteristics and duration which:

- (1) Injures or threatens to injure human, plant or animal life; or
- (2) Damages or threatens to damage property; or
- (3) Unreasonably interferes with the comfortable enjoyment of life and property.

Allowable emissions may be limited further if the facility or source is subject to enforceable permit conditions that limit the operating rate, hours of operation or emission rate.

Ambient air means any outside air.

Asbestos abatement permit means the written authorization that allows a person to remove asbestos materials and conduct asbestos abatement projects.

Board means the Indianapolis Air Pollution Control Board.

Construction permit means the written authorization that allows to construct, reconstruct or modify an air contaminant emitter.

Division means the air pollution control section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County.

Effective date means the date on which an action takes effect. For permits issued pursuant to Article V of this chapter, the effective date is fifteen (15) days after the administrator signs and issues the permit. For all other actions, the effective date is when the person subject to the action receives written notice of the action.

Emission credit permit means the written authorization that allows a person to claim credit for emissions not released to the ambient air.

Facility means any one (1) structure, piece of equipment, installation operation that emits or is capable of emitting an air contaminant. Single pieces of equipment or installations with multiple emission points shall be considered a facility for purposes of this chapter and its regulations.

Major source means a source with an emission rate of any one (1) air contaminant of at least one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment of at least one hundred (100) tons per year.

Minor source means a source with an emission rate of any one (1) air contaminant of at least twenty five (25) tons per year, but less than one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment.

Open burning or open fire means any burning of combustible matter where the products of combustion are emitted directly into the ambient air without passing through a stack or chimney.

Operating permit means the written authorization that allows a person to operate an air contaminant emitter.

Person means any individual, proprietorship, partnership, firm, company, corporation, association, joint venture, trustee, estate, political or governmental unit or any other legal entity.

Potential emissions means the emission rate calculated using the following factors:

- (1) The maximum rated capacity;
- (2) The actual hours of operation; and
- (3) Operation without air pollution control equipment, unless such control equipment is (aside from air pollution control requirements) necessary for the facility to produce its normal product or is integral to normal operation.

Process means any action, operation or treatment that emits or is capable of emitting an air contaminant.

Regulation means the whole or any part of a board statement of general applicability that:

- (1) Has or is designed to have the effect of law; and
- (2) Implements, interprets or prescribes:
 - a. Law or policy; or
 - b. The organization, procedure or practice requirements of the board or division.

Source means one (1) or an aggregation of processes or facilities that are located on one (1) or more contiguous or adjacent properties and are owned or operated by the same person, or by persons under common control.

Wood products means dry materials consisting of vegetation or wood which does not contain any other substance.

SECTION 4. (a) The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 402, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 402, 1992 on December 9, 1992. The proposal approves the sale of certain real estate of the Department of Public Safety. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation

that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 402, 1992 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

0 NAYS:

4 NOT VOTING: Boyd, Coughenour, Short, Williams

Proposal No. 402, 1992 was retitled SPECIAL RESOLUTION NO. 95, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 95, 1992

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves, pursuant to IC 36-1-11-3, the sale of the following real property by the Department of Public Safety:

<u>Location</u>	<u>Appraised Value</u>
2248 S. Shelby Street	\$19,000

The disposing agent is authorized to sell the referenced property to the highest and best bidder. However, he or she may sell the property for less than ninety percent (90%) of the appraised value only after having an additional notice of the sale published in accordance with IC 36-1-11-4(c).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 594, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 594, 1992 on December 4, 1992. The proposal amends the Code concerning the billing and collection of charges and fees for the use of the sewer system. These amendments to the Code will increase efficiency in the sewer billing process, particularly in the area of water service termination. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor McClamroch, for adoption. Proposal No. 594, 1992, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

3 NOT VOTING: Giffin, Jimison, Mullin

Councillor Giffin asked for consent to abstain from voting due to a possible conflict of interest. Consent was given.

Proposal No. 594, 1992, as amended, was retitled GENERAL ORDINANCE NO. 157, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 157, 1992

A GENERAL ORDINANCE amending certain Sections of the Code dealing with the billing and collection of charges and fees for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 27-104, 27-105, 27-107, 27-109, 27-110, 27-113, 27-114 and 27-115 of the Code of Indianapolis and Marion County, Indiana, are hereby amended by inserting the language underscored and deleting the language stricken-through as follows:

Sec. 27-104. Billing Estimates and Reports.

(a) In the event a nonindustrial user subject to such ~~rates and charges and fees~~ is not served by a public water supply or water used is not completely metered, the director shall have the authority to estimate the volume and strength of the waste and use such estimate for the purposes of billing rates and charges. The estimates shall be based upon analyses and volumes of a similar installation or the volume and analysis as determined by measurements and samples taken by the director or an estimate determined by the director by any combination of the foregoing or other equitable method.

(b) Unless otherwise established by the director, each industrial user subject to the ~~rates and charges and fees~~ shall report to the director by the ~~tenth~~ twenty-fifth (25th) day of the following month on a form prescribed by the director an estimate of the volume discharged in the prior month and a representative value of the strength of the waste, including but not limited to BOD, SS, and (ammonia) nitrogen. All measurements, tests and analyses of the characteristics of such waste shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Sewage" as published jointly by the American Public Health Association and the Water Pollution Control Federation consistent with 40 CFR part 136 or by other methods generally accepted under established sanitary engineering practices and approved by the director. The reports submitted shall be subject to verification by the director but may serve as the basis for billing with all necessary adjustments in the amounts to be made after verification. In the event an analysis and volume of the industrial waste is not furnished to the director by the aforementioned time, the charges shall be based upon estimates made by the director, as provided in section 27-104(a).

In the event that an industrial user fails to submit the report required by section 27-104(b) by the ~~tenth~~ twenty-fifth (25th) day of the following month, the industrial user shall pay late reporting charges according to the following schedule:

<u>Late Reports Filed in any Year</u>	<u>Charge</u>
First Late Report	No Charge
Second Late Report	No Charge
Each Subsequent Late Report	\$100.00

These late reporting charges shall be due and payable as provided in this article. The imposition of such late reporting charges shall in no way limit the operation of penalties provided elsewhere in this chapter.

(c) The director shall have the right to enter upon the land of the industrial user and to set up such equipment as is necessary to certify the reports submitted. It shall be the duty of the industrial user to provide all necessary clearance before entry and not to unnecessarily delay or hinder the director in carrying out the measuring and sampling. The right of entry shall exist during any time the industrial user is operating or open for business.

(d) In cases where measurements are difficult to make, or the industrial waste composition changes frequently, or representative samples are difficult to get, or where other methods of measurement are necessitated for other sound engineering reasons as determined by the director, the director shall have the authority to use such other basis for determining said charges as shall be reliably indicative of volume and BOD, SS and nitrogen strengths of particular industrial waste, such as, but not limited to, water purchase or usage, character of products, comparisons between the industrial user data and collected data from like industries.

(e) The cost of all tests, measurements and analyses taken by the director pursuant to the department of public works' responsibility to perform industrial monitoring programs, defined and directed by local, state and federal agencies, shall be charged to the industrial user tested in an amount equal to the actual average cost of said test, measurement or analyses as determined at the close of each calendar year. These costs shall be due and payable as provided in this article.

Sec. 27-105. Contract for Billing by the Indianapolis Water Company.

(a) The board is authorized to enter into a contract with ~~the~~ the Indianapolis Water Company or any of its affiliated companies for the ~~use of its services in~~ of ascertaining water volume to be utilized in determining charges imposed by this article, ~~and in billing for and collecting such charges and fees, other services reasonably~~

related to billing and collecting charges and fees, and for the payment to it of just and reasonable compensation for its said services.

(b) Billings for such rates and charges and fees provided for by this article shall be made in a cycle which coincides with the billing procedure cycle of the Indianapolis Water Company, or in the case where the person subject to such rates and charges and fees is not a customer of the Indianapolis Water Company, such billing cycle shall be determined by the director.

(c) Billings for charges and fees provided for by this article shall be combined with billings for water utility service rendered by Indianapolis Water Company, where applicable, and presented as a single document. Such combined billing document shall set forth separately the charges and fees provided for by this article.

(d) Customers who receive such a combined billing document shall be entitled to direct, in writing, that a payment be credited solely to the water utility service account, solely to the sewer user account or to each account in a stated percentage or amount. If the customer pays by written instrument, such written direction must be a document separate from the instrument of payment.

(e) Rates and charges and fees shall be due to the department of public works within upon mailing of billings. Accounts shall be delinquent if not paid within seventeen (17) days after mailing of billings, with the exception that rates and charges and fees assessed against or to be paid by a federal, state, county or municipal governmental unit, shall be due delinquent if not paid within sixty (60) days after mailing of billings. All payments made by a person based upon the reports submitted as provided for in this article shall become final unless verification is made and notice given by the director of necessary adjustments within one year of said payment. Underpayment of charges based on errors in users' reports and estimates shall be billed on ascertainment thereof. Overpayment of charges arising from any cause shall first be applied to unpaid billings.

Sec. 27-106. Use by Other Political Subdivisions.

No use of the POTW shall be allowed by any other political subdivision of the state unless and until the director shall have determined that all rates and charges, including industrial cost recovery of such political subdivision, are consistent with this article, the laws of the United States and regulations of the U.S. Environmental Protection Agency.

Sec. 27-107. Applicable to Sewer Service Agreements. Underpayment and Overpayment of Charges and Billing Adjustments.

All sewer service agreements to which the department of public works is a party shall be amended to reflect the rates and charges as provided for in this article.

Underpayment or overpayment of charges and fees based on inaccuracies of reports or estimates provided in this article, or arising from any other cause, shall be adjusted as provided in regulations promulgated by the board. Inaccuracies of billings arising from any cause shall be adjusted as provided in regulations promulgated by the board.

Sec. 27-108. Rules and Regulations Authorized.

After the passage of General Ordinance No. 63, 1977, and from time to time thereafter as may be needed, the board may, by resolution, promulgate rules and regulations necessary to implement and carry out the provisions of this article and not inconsistent therewith. Before any such rules and regulations shall become effective, the board of public works shall follow the procedures provided in IC 36-9-25, as amended.

Sec. 27-109. Appeals to the Board.

(a) Appeals of charges and fees which are the subject of a water service termination notice sent pursuant to section 27-113 shall be governed by section 27-113 and not by this section.

(b) Any person subject to this article who has good cause to believe that may appeal the charges and fees have been assessed against him in error to the board and shall have a hearing upon the following conditions: may appeal to an Account Review Officer (ARO) appointed by the director of the department. Employees of the Indianapolis Water Company or its affiliated companies may be appointed ARO. Procedures and time periods for initiating and deciding such appeals shall be set forth in regulations promulgated by the board.

(1) That the person submits billing estimates or authorizes the director to make such estimates;

(2) That the person has good cause to believe that the charges assessed are in error;

~~(2) That notice in writing has been given to the board within sixty (60) days of receipt of the charges in question.~~

(bc) Any person who has properly appealed to an ARO and is dissatisfied with the determination may appeal to the board. Procedures and time periods for initiating and deciding such appeals shall be set forth in regulations promulgated by the board.

(d) The board is directed to notify the person making appeal of the time and place when his/her appeal will be heard. Upon evidence sufficient to the board submitted at the hearing establishing that the charges are in error, the board shall make adjustments in the charges and fees. Adjustments may be in the form of a refund or a credit against subsequent assessments of the charges and fees provided for in this article.

Sec. 27-110. Exceptions.

(a) In the case of one-, two- or multi-family residences the billing charge for sewage service for the months of May, June, July, August and September shall be based upon the water used or delivered for the previous months of March and April unless the April bill is estimated, in which case the service shall be based upon the water used or delivered for the previous months of February and March. In the event the water used for said previous months of March and April is greater than the water used for said months of May, June, July, August and September, then the billing charge for sewage service shall be computed on the actual water used in the month for which the sewage service bill charge is being rendered.

(b) In the case of non-residential properties the sewer user charge shall apply to water used for irrigation purposes unless the irrigation water supply is a separately metered water supply, except as otherwise agreed by the director.

(bc) Where a metered water supply is used for fire protection as well as for other uses, the director may, at his/her discretion, make adjustments in the sewer user charge as may be equitable. In such cases the burden of proof as to the type of water usage shall be upon the user.

(cd) Where a metered water supply is used for fire protection only, the sewer user charge shall not apply.

Sec. 27-111. Rate Review.

At such time as deemed appropriate by the director, the director shall cause a financial study to be conducted to determine the various costs identified in the foregoing, and report to the city-county council the need for any necessary adjustments in the rates and charges.

Sec. 27-111.1. Advanced Wastewater Treatment Facilities Reserve Fund.

(a) Effective in fiscal year 1985, there is hereby created a special fund to be designated as the "advanced wastewater treatment facilities reserve fund," in the division of finance, under the controller.

(b) This fund shall be a continuing fund with all balances remaining therein at the end of each calendar year and no such balances shall lapse into the city or county general funds or ever be diverted, directly or indirectly, in any manner, to any other uses than for capital expenditures for the repair, remodeling, addition to, or replacement of major facilities at the city's advanced wastewater treatment plant. Such "major facilities" shall be limited to capital equipment with an anticipated usable life in excess of at least fifteen (15) years, the replacement cost of which is in excess of two hundred thousand dollars (\$200,000.00).

(c) The fund shall be created and maintained by the transfer from sanitation general of revenues from the sewer user fees and pretreatment charges established under this chapter, in an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00). The accumulated fund balance shall not exceed fifteen million dollars (\$15,000,000.00).

(d) Moneys from this reserve fund shall be appropriated in accordance with IC 36-3-6-6.

Sec. 27-112. Charges not Duplicated; Repeal of Divisions 1 and 2 upon this Article becoming Effective.

(a) Article IV is intended to confirm and effectuate the sewer user and industrial cost recovery charges provided for in the confirming rate resolution of the board of public works, Resolution No. 2622 adopted September 25, 1984, and does not impose any charges duplicating or in addition to the identical charges provided for in that resolution. Such charges shall be payable under that resolution if it is legally effective to impose the charges and not under this article. If said resolution is not legally effective to impose the charges, then the charges shall be imposed by this article.

(b) Article IV of Chapter 27, Code of Indianapolis and Marion County, Indiana, as set forth herein, is intended to confirm and effectuate the sewer user charge and industrial cost recovery system of funding mandated by regulation of the U.S. Environmental Protection Agency and is designed to replace charges established by Divisions 1 and 2 of Article IV of Chapter 27, Code of Indianapolis and Marion County, Indiana. Such charges established by Divisions 1 and 2 of Article IV are hereby expressly repealed when the charges set forth in [new] Article IV become legally effective. If, for any reason, this ordinance does not become legally effective, then the charges of Divisions 1 and 2 of Article IV of Chapter 27, Code of Indianapolis and Marion County, Indiana, shall be preserved and remain in full force and effect.

Sec. 27-113. Termination of Service Procedures.

(a) Pursuant to IC 36-9-25, the department of public works may order the termination of water service to a sewer service address on account of nonpayment of a delinquent account which is not ~~less than thirty (30) days delinquent~~, paid by the due date of the subsequent month's billing. Indianapolis Water Company, or any of its affiliated companies may act as the agent of the department of public works in ordering the termination of water service. When so ordered ~~the water utility~~ Indianapolis Water Company shall terminate such service in accordance with ~~the terms of their agreement with the department.~~ applicable law.

(b) Except as provided in (c) below, The fee for terminating water services for non payment of a delinquent sewer user billing shall be a minimum of twenty-five thirty-five dollars (\$235.00), which shall include charges assessed against the department by the water utility for effecting the termination. In the event the service is not terminated, but rather, the delinquent billing is collected in the field, the fee shall be ten dollars (\$10.00). These Fees for terminating water commercial and industrial services shall be determined in an agreement between the department and the water company Indianapolis Water Company or any of its affiliated companies and shall be based upon the various sizes of water service lines, as measured by water meter size. This These fees shall be assessed against the customer, and added to the delinquent bill, and shall be subject to collection as any other charge or fee provided for by this article.

(c) If the water service is terminated for non payment of water utility service rendered by Indianapolis Water Company, as well as for non payment of a delinquent sewer user billing, there shall be no fee charged on the sewer portion of the combined billing for terminating water service.

(~~ed~~) The department may not terminate under this section if the ~~Marion County local~~ health department has found and certified to the department or its agent that the termination of water service will endanger the health of the user and others in the municipality.

(~~de~~) (1) Prior to the termination of water service because of sewer user charges and fees delinquency, the department or its agent must first give notice of such delinquency and impending termination at least seven (7) calendar days prior to the proposed termination, by first class mail addressed to the user to whom the service is billed, which notice shall contain the following:

- (i) A statement that the water service is subject to termination for non payment of delinquent sewer user charges and fees;
- (ii) The delinquent amount due, together with any penalty and fees;
- (iii) The date of the notice of termination;
- (~~iiiv~~) The date on and after which termination shall be made, which shall be at least seven (7) calendar days from the date of the notice of termination;
- (iv) Notice that water service may be disconnected if, prior to the earliest possible date of termination given in the notice, the user does not pay the delinquency together with any penalty and fees, or disputes the amount, or makes other provisions for payment pursuant to this section;
- (vi) A procedure, as provided in section (~~de~~)(2) for resolving a disputed bill.

So long as the above required information is prominently set out, the notice may be included as a part of a regular billing statement and need not be a separate document.

- (2) The director of the department shall appoint an account review officer or officers (ARO) to review and resolve disputes. Employees of Indianapolis Water Company or any of its affiliated companies may be appointed ARO. Before the earliest possible date of termination of water service as specified in the notice, a user may request a hearing before the ARO of the department to dispute the correctness of all or part of the amount(s) shown in accordance with the provisions of this section.

A user shall not be entitled to dispute the correctness of all or part of the amount(s) if all or part of the amount(s) was (were) the subject of a previous dispute under this section.

(ef) The procedure for a hearing on a user dispute shall be as follows:

- (1) Before the earliest possible date of termination as specified on the notice of termination, the user shall notify the ARO in writing, that he (she) requests a hearing to dispute the correctness of all or part of the amounts shown on the notice of termination, stating as completely as possible the basis for the dispute.
- (2) An informal hearing before the ARO shall be held within fifteen (15) days of the ARO's receipt of the user's written request for a hearing on a disputed bill.
- (3) At the hearing, the user shall be entitled to present all evidence that is, in the ARO's view, relevant and material to the dispute.
- (4) Based on the evidence presented at the hearing, the ARO within ten (10) days of the completion of the hearing, shall issue a written decision formally resolving the dispute. The ARO's decision shall be final and binding.

(fg) The ARO shall be authorized to resolve any disputed sewerage bill and shall be authorized to order the termination of water service under appropriate circumstances. Upon approval by the ARO, the user may enter into an agreement to amortize the unpaid balance of his/her account over a reasonable period of time, ~~not to exceed six (6) months.~~ No termination shall be effected for any user complying with any such amortization agreement, provided the user also keeps current his/her account for sewer service as charges accrue in each subsequent billing period. If a user fails to comply with an amortization agreement, the ARO may terminate water service ~~provided notice is given to the user at least forty eight (48) hours prior to such termination and the notice includes conditions the user is required to meet to avoid termination without further notice.~~ The amortization agreement shall state that if a user fails to comply with the agreement, the water service may be terminated without further notice to the user.

(gh) Utilization of this hearing procedure shall not relieve a user of the obligation to timely and completely pay all other undisputed water and sewerage bills or charges. Failure to timely and completely pay all such undisputed amounts shall subject the user to termination of service in accordance with the provisions of this division.

(hi) Until the date of the ARO's decision, the department shall not terminate water service of the user. If the ARO determines that the customer must pay some or all of the disputed amount(s), the department, or the ARO in his written decision, shall notify the user of the following:

- (1) The amount to be paid;
 - (2) The date on or after which services will be terminated; and
 - (3) Notice that unless the department receives complete payment of the amount shown prior to the earliest possible date of termination given in the notice, water service shall be terminated.
- (ij) A "user" for the purpose of this section is defined as:
- (1) A person who requests, either orally or in writing, water and/or sewerage service from the city or water utilities;
 - (2) A person in whose name water and/or sewerage service is billed for the rendering of said service.

Sec. 27-114. Termination of Services for both Water and Sewer Service; Effect of Payment.

If the water service is terminated for non payment of water utility service rendered by Indianapolis Water Company, as well as for non payment of a delinquent sewer user billing, all delinquent charges and fees owed to both Indianapolis Water Company and to the department must be paid or the customer must have entered into an amortization agreement acceptable to the ARO in order for water service to be restored. If the water service is terminated for non payment of a delinquent sewer user billing, but not also for non payment of water utility service rendered by Indianapolis Water Company, when all delinquent sewer user charges and fees are paid or the customer has entered into a payment arrangement acceptable to the ARO, the water service shall be restored, regardless of the delinquent status of the water utility service account.

Sec. 27-1145. Termination of Services not Exclusive Remedy.

The remedy provided herein for the collection of delinquent sewer user charges or benefits shall not be construed to abridge or in any manner interfere with the right and power of the department to enforce a collection thereof by any other action or as otherwise provided by statute, but the remedy provided in such section shall be taken and held as an additional means to enforce payment of sewer service charges or benefits.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 605, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 605, 1992 on December 7, 1992. The proposal, sponsored by Councillor McClamroch, determines a need to lease office space at 5258 North Tacoma Avenue for the Washington Township Assessor. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor McClamroch, for adoption.

Councillor Black said he will vote against this proposal because he thinks the city should stop leasing space and buy a building.

Proposal No. 605, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Borst, Boyd, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

1 NAY: *Black*

3 NOT VOTING: *Brents, Coughenour, Hinkle*

Proposal No. 605, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 96, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 96, 1992

A SPECIAL RESOLUTION determining a need to lease office space for the Washington Township Assessor.

WHEREAS, the Washington Township Assessor desires to lease office space in Washington Township at Suite No. 4, 5257 North Tacoma Avenue, Indianapolis, Indiana 46220, or other similar space in that office park, which space is owned by Bowers Envelope Company, Inc., a corporation whose stock is wholly owned by Clyde T. Bowers, Thomas R. Bowers, James E. Bowers and Frances Bowers; and

WHEREAS, fifty owners of taxable real estate have submitted a petition requesting the lease of office space for the use of the Washington Township Assessor; and

WHEREAS, the Washington Township Assessor is required by law to have an office in his township, but does not presently have an office in the township he serves; and

December 14, 1992

WHEREAS, the City-County Council has investigated the conditions requiring the need for office space, all pursuant to IC 36-1-10-7; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-1-10-7, the City-County Council hereby determines that the following office space is needed by the Washington Township Assessor, to-wit: the office space located at 5257 North Tacoma Avenue, Indianapolis, Indiana 46220, or other similar space in that office park, which space is owned by Bowers Envelope Company, Inc., a corporation whose stock is wholly owned by Clyde T. Bowers, Thomas R. Bowers, James E. Bowers and Frances Bowers.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 606, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 606, 1992 on December 7, 1992. The proposal transfers and appropriates \$10,332 for Voters Registration to cover current year postage expenditures. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 606, 1992 was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

1 NAY: *Black*

2 NOT VOTING: *Brents, Hinkle*

Proposal No. 606, 1992 was retitled FISCAL ORDINANCE NO. 90, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Ten Thousand Three Hundred Thirty-two Dollars (\$10,332) in the County General Fund for purposes of the Voters Registration and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (f) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Voters Registration to transfer money to cover postage expenditures.

SECTION 2. The sum of Ten Thousand Three Hundred Thirty-two Dollars (\$10,332) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$10,332</u>
TOTAL INCREASE	\$10,332

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$10,332</u>
TOTAL REDUCTION	\$10,332

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Rhodes asked for consent to hear Proposal No. 645, 1992 at this time. Consent was given.

PROPOSAL NO. 645, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 645, 1992 on December 14, 1992. The proposal, sponsored by Councillor West, authorizes the leasing of space to provide offices for the Prosecuting Attorney. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 645, 1992 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

1 NOT VOTING: Hinkle

Proposal No. 645, 1992 was retitled SPECIAL RESOLUTION NO. 97, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 97, 1992

A SPECIAL RESOLUTION authorizing Marion County, Indiana to enter into a Lease Agreement to provide office space for the Prosecuting Attorney and approving and authorizing other actions in respect thereto.

WHEREAS, the Prosecuting Attorney, Marion County, Indiana, currently occupies office space at 130 East Market Street for the Grand Jury; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), deems it necessary to provide alternative office space for such offices; and

WHEREAS, pursuant to Indiana Code 36-1-10 *et. seq.* Marion County, Indiana (the "County"), deems it necessary to enter into a Lease Agreement (the "Lease") between Century Building Partnership, L.P. (of which Harold Garrison and Cornelius M. Alig are sole general partners and the Estate of Bernard Landman, Jr. is the only limited partner whose equity is ten percent or more), as lessor, and the County in the substantially final form submitted herewith; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Lease, as submitted herewith, is hereby approved by the City-County Council, subject to approval by the City-County Administrative Board.

SECTION 2. The Mayor of the City of Indianapolis (the "Mayor"), as the executive of the County, is authorized to execute and deliver the proposed Lease with such changes as the City-County Administrative Board may approve.

SECTION 3. The Mayor is authorized to execute and deliver any and all documents as he deems necessary and appropriate to effectuate the transaction contemplated by the Lease.

SECTION 4. This resolution shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

Councillor Rhodes stated that no action was taken on Proposal Nos. 80 and 570, 1992 and Proposal No. 281, 1992 was postponed. These proposals will not be heard at this Council meeting.

PROPOSAL NO. 607, 1992. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 607, 1992 on December 9, 1992. The proposal, sponsored by Councillors Ruhmkorff and O'Dell, approves the sale of the Certificate of Need of the Marion County Healthcare Center to The Health and Hospital Corporation (H&H) and approves the execution of a Purchase Agreement between the Board of Commissioners and H&H. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor O'Dell, for adoption.

Councillor Williams asked where H&H found \$2.75 million.

Lawrence Buell, Executive Director of H&H, stated this money is derived from increased Medicare reimbursements.

Councillor Franklin said that many different agencies worked together on this project and he thanked everyone involved with this project. Councillors Coughenour, Smith, O'Dell and Brents expressed their support of this proposal.

Councillor Williams said she hopes that H&H will increase their investment in Public Health Delivery Services.

Proposal No. 607, 1992 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Golc*

Proposal No. 607, 1992 was retitled GENERAL RESOLUTION NO. 12, 1992 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 12, 1992

A GENERAL RESOLUTION approving the sale of a certificate of need evidencing health planning approval by the Indiana Health Facilities Council to operate 309 licensed comprehensive care beds in Marion County to The Health and Hospital Corporation of Marion County and approving the execution of a Purchase Agreement between the Board of Commissioners of Marion County and The Health and Hospital Corporation of Marion County; and fixing the time when this resolution shall take effect.

WHEREAS, Marion County (the "County") owns and operates Marion County Healthcare Center ("MCHC"), a long term health care facility located in Marion County, Indiana;

WHEREAS, the Board of Commissioners of the County (the "Commissioners") has, in cooperation with the MCHC Long Range Planning Committee, identified the substantial renovation of the MCHC current physical facilities which would prove necessary over the next decade;

WHEREAS, the continued quality of long term care remains the highest priority to the commissioners and the maintenance of that quality is potentially impacted by the scope of the required renovations and the general inadequacy of reimbursement for services rendered;

WHEREAS, The Health and Hospital Corporation (the "Hospital Corporation") owns and operates an acute care hospital located in Marion County, Indiana, and desires to build and operate in conjunction therewith a long-term care facility;

WHEREAS, the County desires to sell and the Hospital Corporation desires to buy certain of the County's personal property, including the Certificate of Need evidencing health planning approval by the Indiana Health Facilities Council to operate 309 licensed comprehensive care beds in Marion County (the "Certificate of Need");

WHEREAS, the Commissioners have adopted a resolution approving the sale of the Certificate of Need to the Hospital Corporation (the "Commissioners' Resolution");

WHEREAS, the Board of Trustees of the Hospital Corporation has adopted a substantially identical resolution authorizing the Hospital Corporation to buy the Certificate of Need;

WHEREAS, the Commissioners have considered a variety of alternatives with respect to the disposition of certain property sold under the Purchase Agreement (including the Certificate of Need), the substantially final form of which is attached to the Commissioners' Resolution and incorporated herein by reference (the "Purchase Agreement");

WHEREAS, in light of the extensive analysis and study by the Commissioners of alternative approaches, the Commissioners have determined that it is in the best interest of Marion County, its citizens, and the residents and staff of MCHC to dispose of and transfer such property to Buyer pursuant to the terms of the Purchase Agreement;

WHEREAS, the Hospital Corporation and the County have, therefore, entered into negotiations for the purchase and sale of such authorization, pursuant to IC 36-1-11-8, which provides for such transactions effected by substantially identical resolutions by both governing bodies, and the Hospital Corporation and the County have determined that the Certificate of Need may be purchased and sold through the attached Purchase Agreement; and

WHEREAS, the Board of Commissioners of the County (the "Commissioners") has determined it is in the best interest of Marion County and its residents to cease operating MCHC, has elected to discontinue its ownership and operation of MCHC, in connection therewith has elected not to contract with any other governmental entity or party to provide such maintenance and care services, subject to the approval of the City-County Council of Indianapolis and of Marion County (the "City-County Council"), all pursuant to IC 12-30-1-6;

WHEREAS, the sale of the Certificate of Need and the Purchase Agreement must be approved by the City-County Council; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the sale of the Certificate of Need to the Hospital Corporation, as described above and in the Purchase Agreement, for the purpose of the expansion of geriatric services, patient care and research in diseases associated with aging, through the creation of a long term facility on the Indiana University Medical Center, to be operated by and through Wishard Memorial Hospital, all according to the terms and conditions of the Purchase Agreement.

SECTION 2. The Commissioners and the Mayor of the City of Indianapolis are authorized and directed to execute, and the Auditor is authorized to attest, the Purchase Agreement. These officers are further authorized and directed to approve modifications to the Purchase Agreement which, in their opinion, do not materially alter the terms of the sale beyond that reviewed and approved by the Commissioners.

SECTION 3. This Resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Ruhmkorff acknowledged the presence of John Ryan, Ice Miller Donadio & Ryan; Thomas Neal, Krieg Devault Alexander & Capehart; Ken Adkins, Marion County Healthcare Center; Mary Buckler, County Treasurer; and John von Arx, County Auditor; all of whom worked on this project.

PROPOSAL NO. 609, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 609, 1992 on November 24, 1992. The proposal transfers and appropriates \$591,971 for the Department of Metropolitan Development, Public Housing Division, to renovate additional housing units and to develop programs to enhance self-sufficiency skills for residents. Councillor Borst again stressed the need of the initiating agency to send the Councillors one- to two-page summaries on a requested proposal. By a 4-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Boyd, for adoption. Proposal No. 609, 1992 was adopted on the following roll call vote; viz:

December 14, 1992

21 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, SerVaas, Shambaugh, Short, Smith, West

6 NAYS: Dowden, Gilmer, Hinkle, O'Dell, Schneider, Williams

2 NOT VOTING: Beadling, Ruhmkorff

Councillor Gilmer asked for consent to explain his vote. Consent was given. He said that he voted against this proposal because he believes spending money on incentive programs is wasteful.

Councillor Williams asked for consent to explain her vote. Consent was given. She explained that she voted against this proposal because she is disappointed with the performance of the Public Housing Division in 1992. Many of the commitments made to her constituents were not completed.

The President said he agreed with Councillor Williams. This is not a partisan matter--everyone is interested in the City doing a good job in public housing.

Councillor Franklin said that he disagrees with the statements made by the President and Councillor Williams. The Public Housing Division is understaffed and vacant positions have not been allowed to be filled. He believes that Phyllis Griffith, Director of the Public Housing Division, has done an excellent job considering with what she has had to work.

Proposal No. 609, 1992 was retitled FISCAL ORDINANCE NO. 91, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 91, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Five Hundred Ninety-one Thousand Nine Hundred Seventy-one Dollars (\$591,971) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Public Housing Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Public Housing Division, to continue with renovation, maintenance and housing services for economically deprived and elderly families.

SECTION 2. The sum of Five Hundred Ninety-one Thousand Nine Hundred Seventy-one Dollars (\$591,971) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT

PUBLIC HOUSING DIVISION

- 2. Supplies
- 3. Other Services and Charges
- TOTAL INCREASE

INDIANAPOLIS HOUSING AUTHORITY FUND

\$124,612
467,359
\$591,971

SECTION 4. The said increased appropriation is funded by the following reductions:

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DEPARTMENT OF METROPOLITAN DEVELOPMENT

PUBLIC HOUSING DIVISION

INDIANAPOLIS HOUSING AUTHORITY FUND

1. Personal Services	\$148,000
4. Capital Outlay	<u>443,971</u>
TOTAL REDUCTION	\$591,971

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 610, 611 and 612, 1992. Councillor Dowden asked for consent to vote on these three proposals together. Consent was given. PROPOSAL NO. 610, 1992. The proposal amends and recodifies certain benefits provided for sworn members of the Indianapolis Police Department. PROPOSAL NO. 611, 1992. The proposal amends the Code by revising certain benefits provided for sworn members of the Indianapolis Fire Department. PROPOSAL NO. 612, 1992. The proposal amends the Code by revising certain benefits provided for sworn members of the Marion County Sheriff's Department. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard these proposals on December 9, 1992. By a 7-0-1 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal Nos. 610, 611 and 612, 1992 were adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 610, 1992 was retitled GENERAL ORDINANCE NO. 158, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 158, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising certain benefits provided for sworn members of the Indianapolis Police Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Code of Indianapolis and Marion County is hereby amended to recodify and amend certain personnel rules and benefits for sworn members of the Indianapolis Police Department by adopting a new Article VIII of Chapter 23 to replace Part I of Appendix B by deleting the words stricken-through and adding the words underlined as follows:

ARTICLE VIII. INDIANAPOLIS POLICE DEPARTMENT PERSONNEL RULES

Sec. 1. Holidays and compensation.

Because of the nature of the work of the Indianapolis police force, many officers therein in the regular rotation of their duties are required to work on the following holidays, when other citizens are free from the duties of their employment, to wit:

New Year's Day	Veterans Day
Memorial Day	Thanksgiving Day
Labor Day	Christmas Day
Independence Day	Easter Sunday
Columbus Day	Presidents' Day
<u>Martin Luther King Day</u>	

Because of the pressures of police work and the around-the-clock requirement for those who are engaged in such work, it is deemed ~~this police special service district council~~ that these days shall constitute bonus days,

and they shall receive regular pay to compensate them for the service the entire police department must give on the foregoing holidays.

~~Effective January 1, 1990, an additional holiday, , shall be added to the above list of holidays.~~

Sec. 2. Annual Leave.

(a) Each active member of the Indianapolis Police Department hired on or before December 31, 1984, shall receive hereafter not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any active member of said police department hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on said department shall receive not less than one hundred sixty (160) hours annual leave with full salary each and every fiscal year. Provided further that any active member of said department hired on or before December 31, 1984, who shall have served for more than twenty (20) years shall be entitled to forty (40) hours in addition to his annual leave to be added to his regular annual leave. The time for such annual leave shall be subject to the approval of the chief of the police department.

(b) Each active member of the Indianapolis Police Department hired after December 31, 1984, shall receive hereafter not less than eighty (80) hours annual leave with full salary each and every fiscal year. Provided that hereafter any active member of said police department hired after December 31, 1984, who shall have served seven (7) continuous years but less than fifteen (15) continuous years on said department shall receive not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided further that any active member of said department hired after December 31, 1984, who shall have served fifteen (15) or more continuous years on said department shall receive not less than one hundred sixty (160) hours annual leave. The time for such annual leave shall be subject to the approval of the chief of the police department.

Sec. 3. Accumulation of annual leave days; annual leave carryover.

Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the police force, up to a maximum of one hundred twelve (112) hours earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the police department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the police department.

Sec. 4. Sick leave.

(a) Any active member of the police department hired on or before December 31, 1984, or after January 1, 1993, or any active member who is hired between these two dates and who makes an election pursuant to Sec. 4(d) who ~~is~~ unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days sick leave with full pay in a calendar year, or for the period of such incapacity, should said period be less than ninety (90) days. In the case of an officer incurring a sickness, accident or injury in the direct line of duty the chief, with the approval of the director of public safety, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member as unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies, and procedures for the administration of paid sick leave and extensions thereof. ~~However, any active member of said department not requiring sick leave during any calendar year shall receive three (3) days compensatory leave with full pay in addition to any vacation provided for herein, provided officers utilizing sick leave for on-duty accident or injury shall not be disqualified for perfect attendance days. This figure may be arrived at by computing each of three (3) four month periods separately during the year, and awarding one day of compensatory leave for each four month period in which an active member of the department requires no sick leave. Compensatory leave earned under this section must be used within twelve (12) months of the date on which they were earned, and they must not be accumulated beyond such twelve-month period.~~

(b) Any active member of the Indianapolis Police Department hired ~~after~~ between December 31, 1984 and January 1, 1993 and who does not make an election to opt out pursuant to Sec. 4(d), shall receive sick leaves as follows:

- (1) On-duty injury. ~~Any active member of the Indianapolis Police Department hired after December 31, 1984, Any such member~~ who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to such leave with full pay for the period of such incapacity; however, such sick leave period shall not exceed ninety (90) consecutive calendar days in a calendar year. The chief, with the approval of director of public safety, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered a medical

doctor or psychologist retained by the department must certify the member as unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extension thereof.

(2) Nonduty injury.

(i) Definitions.

- (a) "Sick leave" shall mean time off granted a police officer whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.
- (b) "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine and employed by the police and fire medical clinic or another medical doctor approved by the department that the subject police officer is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

(ii) Accrual.

- (a) Upon commencement of employment, police officers shall have a bank of ninety-six (96) hours of sick leave for nonduty illnesses, accidents or injuries. Upon completion of one year of employment, police officers shall accrue sick leave at the rate of eight (8) hours per month, ninety-six (96) hours per year.
- (b) Those police officers who are starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.
- (c) Those police officers who are starting to work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.
- ~~(d) The police officer must work a month before any time can be credited to his/her account.~~
- ~~(ed)~~ Sick leave time will only accrue if a police officer works or is paid for more than one-half the month; provided, however, no police officer shall continue to accrue sick leave or other fringe benefits while receiving pension disability payments.

(iii) Unearned leave. Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

(iv) Justification. The burden of proof rests with the police officer to convince the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for a personal doctor's appointment and/or personal illness.

(v) Sick leave abuses. In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary action, including dismissal.

(vi) Separation from employment. Accrued sick leave will not be paid upon termination, except as follows: Upon separation from employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement benefits under state law, or in the event of a layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation or accrued accumulated sick leave at one-half his or her regular daily rate of compensation.

(vii) Charging sick leave. Sick leave may only be taken in eight-hour increments.

(viii) Carryover. Accrued sick leave may be carried over from year to year.

- (ix) Accrual of other paid leave. Vacation days shall accrue to police officers while on paid sick leave.

(c) Compliance with departmental policy. All sick leaves related to nonduty sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

(d) During the period from January 1, 1993 through January 31, 1993, an active member of the Indianapolis police department who was hired after December 31, 1984 and before January 1, 1993 shall have the opportunity to opt out of the sick leave provisions of Sec. 4(b) and into the sick leave provisions of Sec. 4(a). Such election shall be effective upon receipt of notice by the department. A police officer who fails to make the election during this period shall remain covered by the provisions of Sec. 4(b). A police officer who opts into the provisions of Sec. 4(a) shall forfeit all sick leave accumulated during his/her participation under the provisions of Sec. 4(b). A police officer who elects to opt into the provisions of Sec. 4(a) and who, during the period January 1, 1993 through January 31, 1993 uses sick leave accumulated under Sec. 4(b) shall have one day of leave deducted from his/her ninety (90) bank for calendar year 1993 for each 8 hours of sick leave used during this period.

Sec. 5. Death Leave.

Upon the death of a member of the immediate family, i.e., spouse, mother, father, son, daughter, brother, sister, stepmother, stepfather, stepson, stepdaughter, stepbrother, stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandmother, grandfather, grandson, and granddaughter, or other relative who was residing with the officer, an officer will receive a maximum of three (3) working days leave with pay. The chief has discretion to grant three (3) days for leave to be charged against any earned leave time for a death of someone other than those listed above. Documentation of the appropriate circumstances may be required of the officer, e.g., death certificate or article. Additional time off to be charged to earned leave time if available, or without pay may be granted at the discretion of the chief.

SECTION 2. A new Sec. 6 is hereby added to Part I of Appendix B of the Code of Indianapolis and Marion County as follows:

Sec. 6. Perfect Attendance Leave.

Effective January 1, 1993, any active member of the Indianapolis police department who is covered by the sick leave provisions of Sec. 4(a) and who does not use any sick leave during a calendar quarter shall receive one (1) day perfect attendance leave with full pay for each such quarter, for a maximum of four days of perfect attendance leave in a calendar year. Perfect attendance leave days earned under this section must be used within twelve (12) months of the date on which they were earned and may not be accumulated beyond such twelve-month period. Officers utilizing sick leave for an on-duty accident or injury shall not be disqualified for perfect attendance days.

SECTION 3. Part I of Appendix B is hereby repealed.

SECTION 4. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

Proposal No. 611, 1992 was retitled GENERAL ORDINANCE NO. 159, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 159, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising certain benefits provided for sworn members of the Indianapolis Fire Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 73 and 74 of Chapter 23 of the Code of Indianapolis and Marion County are hereby amended by deleting the words stricken-through and adding the words underlined as follows:

Sec. 23-73. Sick leave.

(a) Any active member of the Indianapolis fire department hired on or before December 31, 1984, or after January 1, 1993, or any member who is hired between these two dates and who makes an election pursuant to Sec. 23-73(d) who is unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days' sick leave with full pay in a calendar year, or for the period of such incapacity, should said period be less than ninety (90) days. In the case of an officer incurring a sickness, accident or injury in the direct line of duty the chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work, he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies, and procedures for the administration of paid sick leave and extensions thereof.

(b) Any active member of the Indianapolis fire department hired after between December 31, 1984, and January 1, 1993, and who does not make an election to opt out pursuant to Sec. 23-73(d), shall receive sick leaves as follows:

(1) On-duty injury. ~~Any active member of the Indianapolis fire department hired after December 31, 1984, Any such member,~~ who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to such leave with full pay for the period of such incapacity; however, such sick leave period shall not exceed ninety (90) calendar days in a calendar year. The chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extensions thereof.

(2) Nonduty injury.

(i) Definitions.

- a. "Sick leave" shall mean time off granted a firefighter whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work duty due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.
- b. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine or a licensed psychologist and retained by the department that the subject firefighter is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

(ii) Accrual.

- a. Upon commencement of employment, firefighters shall have a bank of ninety-six (96) hours of sick leave for nonduty illnesses, accidents or injuries. Upon completion of one year of employment, firefighters shall accrue sick leave at the rate of eight (8) hours per month, ninety-six (96) hours per year.
- b. Those firefighters who are starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.
- c. Those firefighters who are starting to work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.
- ~~d. The firefighter must work a month before any time can be credited to his/her account.~~
- ed. Sick leave time will only accrue if a firefighter works or is paid for more than one-half the month; no fire fighter shall continue to accrue sick leave or other fringe benefits while receiving pension disability payments.

(iii) Separation from employment. Accrued sick leave will not be paid upon termination, except as follows: Upon separation from employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement benefits under state law,

or in the event of a layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accrued accumulated sick leave at one-half his or her regular daily rate of compensation.

(iv) Carryover. Accrued sick leave may be carried over from year to year.

(c) Compliance with departmental policy. All use of sick leave due to sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

(1) Unearned leave. Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

(2) Justification. The burden of proof rests with the firefighter to demonstrate to the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for personal illness or injury.

(3) Sick leave abuse. In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary actions, including dismissal.

(4) Charging sick leave. Sick leave may only be taken in eight-hour increments; provided, that those firefighters who work on a twenty-four hour on/forty-eight hour off shift, may only take sick leave in twenty-four-hour increments.

(5) Accrual of other paid leave. Vacation days shall accrue to firefighters while on paid sick leave.

(d) During the period from January 1, 1993, through January 31, 1993, an active member of the Indianapolis fire department who was hired after December 31, 1984 and before January 1, 1993, shall have the opportunity to opt out of the sick leave provisions of Sec. 23-73(b) and into the sick leave provisions of Sec. 23-73(a). Such election shall be effective upon receipt of notification by the department. A firefighter who fails to make the election during this period, shall remain covered by the provision of Sec. 23-73(b). A firefighter who opts into the provisions of Sec. 23-73(a) shall forfeit all sick leave accumulated during their participation under the provisions of Sec. 23-73(b). A firefighter who elects to opt into the provisions of Sec. 23-73(a) and who during the period January 1, 1993, through January 31, 1993, uses sick leave accumulated under Sec. 23-73(b) shall have one day of leave deducted from their 90 day bank for calendar year 1993 for each day of sick leave used during this period.

Sec. 23-74. Perfect attendance leave.

(a) Any member of said fire department who is assigned to fire suppression activity and on duty for an average of fifty-six (56) hours per week and who does not use any sick leave during a calendar year shall receive two (2) twenty-four-hour compensatory perfect attendance leave days with full pay in addition to any vacation provided to said member. ~~Said two (2) perfect attendance leave days shall be earned as follows:~~

(1) All members who do not use any sick leave days during the first six (6) months of any calendar year shall be entitled to one perfect attendance leave day. ~~in the succeeding calendar year.~~

(2) A second such day shall be awarded for those members not using any sick leave during the last six (6) months of said year.

~~(b) Effective January 1, 1993 Those active members on duty less than fifty six (56) hours per week who have assigned to the non-suppression division who have not used any sick leave during a calendar year shall receive two (2) three (3) eight-hour compensatory perfect attendance leave days in addition to any vacation provided thereto. These perfect attendance leave days shall be earned as follows: One day for each of the following periods in which sick leave is not used - January - April, May -August and September - December.~~

~~(c) Effective January 1, 1994 those active members assigned to the non-suppression division who have not used any sick leave shall receive one (1) eight (8) hour perfect attendance leave day for each calendar quarter in which no sick leave is used in addition to any vacation provided thereto.~~

~~(ed) Such P-perfect attendance leave days are noncumulative and shall be awarded at the pleasure of the chief of the fire department during the succeeding calendar year, so long as the granting of such leave does not necessitate the use of supplementary manpower nor incur additional costs to the fire department. During declared emergencies all leave days, including compensatory perfect attendance days, may be canceled for the duration of said emergencies.~~

SECTION 2. New Secs. 76 and 77 are hereby added to Chapter 23 of the Code of Indianapolis and Marion County as follows:

Sec. 23-76. Bonus Day.

All active members of the Indianapolis fire department who are assigned to the operations division shall be entitled to one (1) twenty-four-hour duty day off per calendar year in addition to all other leave provided for herein. This bonus day shall be scheduled by the department in accordance with rules developed by the department.

Sec. 23-77. Death Leave.

a. Firefighters in non-suppression division

Upon the death of a member of the immediate family, i.e., spouse, mother, father, son, daughter, brother, sister, stepmother, stepfather, stepson, stepdaughter, stepbrother, stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandmother, grandfather, grandson and granddaughter, or other relative who was residing with the firefighter, a firefighter will receive a maximum of three (3) working days leave with pay. The chief has discretion to grant three (3) days for leave to be charged against any earned leave time for a death of someone other than those listed above.

b. Firefighters in suppression division

1. Upon the death of a parent, child or spouse, an active firefighter assigned to the suppression division will receive a maximum of two (2) twenty-four (24) hour duty days off with pay.
2. Upon the death of a brother, sister, stepmother, stepfather, stepson, stepdaughter, stepbrother, stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandfather, grandmother, grandson or granddaughter or other relative who was residing with the firefighter, a firefighter assigned to the suppression division shall receive a maximum of one (1) twenty-four (24) hour duty day off with pay. The chief has the discretion to grant one (1) day for leave to be charged against any earned leave time for a death of someone other than those listed above.

c. General. Documentation of the death may be required from the firefighter, e.g. death certificate or article. Additional time off to be charged to earned leave time if available, or without pay may be granted at the discretion of the chief.

SECTION 3. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

Proposal No. 612, 1992 was retitled GENERAL ORDINANCE NO. 160, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 160, 1992

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising certain benefits provided for sworn members of the Marion County Sheriff's Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. Sec. 48 of Chapter 23½ of the Code of Indianapolis and Marion County is hereby amended by deleting the words stricken-through and adding the words underlined as follows:

Sec. 23½-48. Sick leave.

~~(a) Any deputy of the Marion County Sheriff's Department hired on or before August 31, 1986, who is unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days' sick leave with full pay in a calendar year or for the period of such incapacity, should said period be less than ninety (90) days.~~

~~In the case of a deputy incurring a sickness, accident or injury in the direct line of duty, the sheriff, with the approval of the merit board, may, upon written application of the deputy, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the deputy as unfit for active duty. If the deputy is unable to return to work, he will be placed on disability pension pursuant to the procedures established by IC 36-8-10. The merit board, consistent with the terms of this article, shall establish guidelines, policies, and procedures for the administration of paid sick leave and extensions thereof.~~

(a) Any active deputy of the Marion County Sheriff's Department hired on or before August 31, 1986, or after January 1, 1993, or any deputy hired between these two dates and who makes an election pursuant to Sec. 23½-48(e) shall received paid leave time as follows:

(1) On-Duty Injury Leave - Any eligible member who is unable to perform the duties of his/her employment by reason of sickness, accident, or injury incurred in the direct line of duty, as certified by a medical doctor or psychologist retained by the department, shall be entitled to such On-Duty Injury leave with full pay for the period of such incapacity provided such On-Duty Injury leave shall not exceed ninety (90) calendar days or seven hundred and twenty (720) hours in a twelve (12) month period from the date of the incident. However, the Sheriff, with the approval of the Merit Board may in accordance with established guidelines, extend such On-Duty Injury leave. A written request for such extension shall be submitted by the deputy and a medical doctor or psychologist retained by the department must certify the deputy is unfit for active duty.

(2) Non-Duty Sick Leave - Any eligible member who is unable to perform the duties of his/her employment by reason of sickness, accident, or injury not incurred in the direct line of duty shall be entitled to sick leave not to exceed ninety (90) calendar days or seven hundred and twenty hours (720) in a calendar year. Sick leave is intended to provide relief for loss of pay in cases of absence from work due to established incapacity to perform assigned duties as directed by the department, but is not to be regarded as an optional leave right.

Reasonable evidence, defined as a certificate from a medical doctor licensed to practice medicine and employed by the police and fire medical clinic or medical doctor approved by the department, that the subject deputy is sick or disabled and incapable of performing assigned duties as directed by the department may be required before granting or continuing sick leave with pay.

On the first day of January each year all deputies within this category shall have their Non-Duty Sick Leave bank restored to ninety (90) calendar days (Seven hundred and twenty (720) hours) for that calendar year.

(3) If a deputy is unable to return to work, he/she will be placed on disability pension pursuant to the procedures established in IC 36-8-10. The Merit Board, consistent with the terms of this article, shall establish guidelines, policies and procedures for the administration of paid On-Duty Leave and Non-Duty Sick Leave.

(b) Any active deputy of the Marion County Sheriff's Department who was hired after between August 31, 1986 and January 1, 1993 and who does not make an election to opt out pursuant to Sec. 23½-48(e), shall receive sick leaves as follows:

(1) On-duty injury. Any active deputy of the Marion county Sheriff's Department hired after August 31, 1986, Any such deputy who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to such leave with full pay for the period of such incapacity. However, such sick leave period shall not exceed ninety (90) calendar days or seven hundred twenty (720) hours in a twelve month period from the date of the incident in a calendar year. The sheriff, with the approval of merit board may, in accordance with established guidelines, extend paid sick leave.

Before any extension may be rendered a medical doctor or psychologist retained by the department must certify the deputy as unfit for active duty. If the deputy is unable to return to work he will be placed on disability pension pursuant to procedures established by IC 36-8-10. The merit board,

consistent with the terms of this article, shall establish guidelines, policies and procedures for the administration of paid sick leave and extensions thereof.

(2) Nonduty injury.

a. Definitions.

1. "Sick leave" shall mean time off granted a deputy whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.
2. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine and employed by the police and fire medical clinic or medical doctor approved by the department that the subject deputy is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

b. Accrual.

1. Upon commencement of employment, the deputy shall have a bank of ninety-six (96) hours of sick leave for nonduty sickness, accidents or injuries. Upon completion of one (1) year of employment, a deputy shall accrue sick leave at a rate of eight (8) hours per month or ninety-six (96) hours per year.
2. Deputies starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.
3. Deputies starting work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.
4. Sick leave will only accrue if a deputy works or is paid for more than one-half the month; provided, however, no deputy shall continue to accrue sick leave or other paid leave while receiving pension disability payments.

c. Unearned leave. Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

d. Justification. The burden of proof rests with the deputy to convince the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for a personal doctor's appointment and/or personal illness.

e. Sick leave abuses. In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary action, including dismissal.

f. Separation from employment. Accrued sick leave will not be paid upon termination, except upon separation from employment by reason of:

1. Death;
2. Retirement under circumstances such that the employee would be eligible for retirement benefits under state law; or
3. In the event of a lay-off, if such lay-off is anticipated to last longer than six (6) months.
~~an employee will be entitled to compensation for accrued accumulated sick leave at one-half his/her regular daily rate of compensation.~~

Upon the occurrence of any of the above events, a deputy will be entitled to compensation for accrued sick leave at the rate of one (1) hour for every two (2) hours the employee has on record at the time of such eligible separation.

g. Charging sick leave. Sick leave may only be taken pursuant to departmental regulations.

- h. Carryover. Accrued sick leave may be carried over from year to year.
- i. Accrual of other paid leave. Vacation days shall accrue to deputies while on paid sick leave.

(c) Effective January 1, 1993, Any active member of the department not requiring sick leave, leave without pay or unpaid disciplinary suspension during any calendar year shall receive thirty two (32) hours ~~three (3) days~~ compensatory leave (perfect attendance days) with full pay in addition to any vacation provided for herein; officers utilizing sick leave for on-duty accident or injury shall not be disqualified for perfect attendance days. This figure may be arrived at by computing each of four (4) ~~three (3) four~~ month periods separately during the year as set forth in departmental regulations, and awarding ~~one (1) day~~ eight hours of compensatory leave (perfect attendance ~~time day~~) for each ~~three~~ four-month period in which an active member of the department ~~requires no sick leave uses no sick or unpaid leave time and does not have an unpaid disciplinary suspension~~. Compensatory leave days (perfect attendance days) earned under this section must be used pursuant to departmental regulations. No more than forty (40) hours may be carried over from one calendar year to the next.

(d) Compliance with departmental policy. All sick leave related to non-duty sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

(e) During the period from January 1, 1993 through January 31, 1993, an active member of the Marion County Sheriff's Department who was hired between August 31, 1986 and January 1, 1993 shall have the opportunity to opt out of the sick leave provisions of Sec. 23½-48(b) and into the leave provision of Sec. 23½-48(a). Such election shall be effective upon receipt of notification by the department. A deputy who fails to make the election provided for in this paragraph during this period shall remain covered by the provisions of Sec. 23½-48(b). A deputy who opts into the provisions of Sec. 23½-48(a) shall forfeit all sick leave accumulated during his/her participation under the provisions of Sec. 23½-48(b). A deputy who elects to opt into the provisions of Sec. 23½-48(a) and who, during the period January 1, 1993 through January 31, 1993, uses sick leave accumulated under Sec. 23½-48(b) shall have one (1) hour of leave deducted from his/her 90 day bank for calendar year 1993 for each hour of sick leave used during this period.

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

Councillor Ruhmkorff said that Proposal No. 611, 1992 concerns Indianapolis Fire Department's benefits and asked if Councillor Gray should abstain from voting on the proposal.

The President asked if Councillor Gray wished to abstain on Proposal No. 611, 1992. Councillor Gray said that he will not abstain because, in his opinion, it is not a conflict of interest.

Councillor Boyd stated that he believes that Councillor Gray should vote and if Councillor Ruhmkorff has a question concerning the matter, she should explore some other avenues for an explanation.

Councillor Coughenour suggested that the Ethics Board could give an opinion on this issue.

Councillor O'Dell moved that the Council ask for a formal opinion from the Ethics Board. Councillor Giffin stated that he is opposed to Councillor O'Dell's motion especially since

Councillor Gray is a new member of the Council. Councillor Ruhmkorff seconded Councillor O'Dell's motion.

Councillor West suggested that the Council finish the agenda and then come back to this matter. At this point Councillor O'Dell withdrew his motion and Councillor Ruhmkorff withdrew her second.

PROPOSAL NO. 613, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 613, 1992 on December 9, 1992. The proposal reallocates \$375,000 from the E-911 Fund to the County General Fund. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Proposal No. 613, 1992 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith
6 NAYS: Borst, Golc, Jimison, Mullin, Short, Williams
4 NOT VOTING: Black, Hinkle, Ruhmkorff, West

Proposal No. 613, 1992 was retitled FISCAL ORDINANCE NO. 92, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 92, 1992

A FISCAL ORDINANCE reallocating Three Hundred Seventy-Five Thousand Dollars (\$375,000) from the E-911 Fund to the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To approve the reallocation of resources to fund the 1992 budget, to-wit: to provide reimbursement for the dispatch services of the Marion County Sheriff's Department, Three Hundred Seventy-Five Thousand Dollars (\$375,000) is hereby ordered transferred from the E-911 Fund to the County General Fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 614, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 614, 1992 on December 9, 1992. The proposal reallocating \$134,000 from the County General Fund to the Supplemental Public Defender Fees Fund. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 614, 1992 was adopted on the following roll call vote; viz:

19 YEAS: Black, Boyd, Brents, Coughenour, Dowden, Giffin, Golc, Gray, Jimison, Jones, Moriarty, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
3 NAYS: Borst, Curry, Rhodes
7 NOT VOTING: Beadling, Franklin, Gilmer, Hinkle, McClamroch, Ruhmkorff, West

Proposal No. 614, 1992 was retitled FISCAL ORDINANCE NO. 93, 1992 and reads as follows:

December 14, 1992

CITY-COUNTY FISCAL ORDINANCE NO. 93, 1992

A FISCAL ORDINANCE reallocating One Hundred Thirty Four Thousand Dollars (\$134,000) from the County General Fund to the Supplemental Public Defender Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To approve the reallocation of resources to fund the 1992 budget, One Hundred Thirty Four Thousand Dollars (\$134,000) is hereby ordered transferred from the County General Fund to the Supplemental Public Defender Fees Fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 559, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 559, 1992 on December 10, 1992. The proposal amends the Code by authorizing intersection controls at East Riverside Drive and 29th Street (District 16). By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Hinkle, to strike. Proposal No. 559, 1992 was stricken by the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

1 NAY: Black

5 NOT VOTING: Brents, Coughenour, Giffin, Gray, Williams

PROPOSAL NOS. 620, 621, 622, 623, 624 and 625, 1992. Councillor Gilmer asked for consent to vote on these six transportation proposals together. PROPOSAL NO. 620, 1992. The proposal amends the Code by authorizing intersection controls for McFarland Farms subdivision (District 24). PROPOSAL NO. 621, 1992. The proposal amends the Code by authorizing intersection controls for Allangale Woods subdivision (District 23). PROPOSAL NO. 622, 1992. The proposal amends the Code by authorizing intersection controls for various locations located in the City (Districts 16, 24, 19). PROPOSAL NO. 623, 1992. The proposal amends the Code by authorizing a multi-way stop at Pappas Drive and Yucatan Drive (District 23). PROPOSAL NO. 624, 1992. The proposal amends the Code by authorizing a multi-way stop at Spring Lane and Pershing Road (District 2). PROPOSAL NO. 625, 1992. The proposal amends the Code by authorizing a multi-way stop at Villa Avenue and Gimber Street (District 21). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 620, 621, 622, 623, 624 and 625, 1992 on December 10, 1992. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 620, 621, 622, 623, 624 and 625, 1992 were adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith

1 NAY: Black

4 NOT VOTING: Giffin, Golc, West, Williams

Proposal No. 620, 1992 was retitled GENERAL ORDINANCE NO. 161, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 161, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47 Pg. 1	Basil Ct & Cinnamon Dr.	Cinnamon Dr.	Yield
47 Pg. 1	Bay Leaf Ct & Tarragon Ln	Tarragon Ln.	Yield
47 Pg. 1	Cardamon Ct Saffron Dr.	Saffron Dr.	Yield
47 Pg. 1	Chervil Ct & Germander Ln	Germander Ln	Yield
47 Pg. 1	Cinnamon Dr. & Poppyseed Dr.	Poppyseed Dr.	Stop
47 Pg. 1	Cinnamon Dr. & Tarragon Pl	Tarragon Pl	Stop
47 Pg. 1	Clove Ct & Tarragon Dr.	Tarragon Dr.	Yield
47 Pg. 2	Emerson Av. & McFarland Blvd	Emerson Av.	Stop
47 Pg. 2	Fennel Ct & Lovage Ct & Santolina Dr.	Santolina Dr.	Stop
47 Pg. 2	Germander Ln & Santolina Dr.	Santolina Dr.	Stop
47 Pg. 2	Germander Ln & Tarragon Pl	Tarragon Pl	Stop
47 Pg. 2	McFarland Blvd & Poppyseed Dr.	McFarland Blvd	Stop
47 Pg. 2	McFarland Blvd & Tarragon Pl	McFarland Blvd	Stop
47 Pg. 2	McFarland Blvd & Tarragon Tr	McFarland Blvd	Stop
47 Pg. 2	Mint Dr. & Santolina Dr.	Santolina Dr.	Stop
47 Pg. 3	Nutmeg Ct & Tarragon Dr.	Tarragon Dr.	Yield
47 Pg. 3	Pennroyal Ln & Rock Rose Ct	Rock Rose Ct	Stop

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47 Pg. 3	Pennroyal Ln & Santolina Dr.	Santolina Dr.	Stop
47 Pg. 3	Pepper Ci, Pepper Ct & Poppyseed Dr.	Poppyseed Dr.	Stop
47 Pg. 3	Perilla Ct & Tarragon Pl	Tarragon Pl	Yield
47 Pg. 3	Poppyseed Dr. & Tarragon Dr.	Tarragon Dr.	Stop
47 Pg. 3	Rock Rose Ct & Santolina Dr.	Santolina Dr.	Stop
47 Pg. 3	Saffron Dr. & Tarragon Dr.	Tarragon Dr.	Stop
47 Pg. 3	Saffron Dr. & Tarragon Ln	Tarragon Ln	Stop
47 Pg. 3	Santolina Dr. & Stop 11 Rd	Stop 11 Rd	Stop
47 Pg. 3	Santolina Dr. & Tarragon Pl	Tarragon Pl	Stop
47 Pg. 3	Santolina Dr. & Teasel Ct	Santolina Dr	Yield
47 Pg. 3	Tarragon Ct & Tarragon Tr	Tarragon Tr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 621, 1992 was retitled GENERAL ORDINANCE NO. 162, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 162, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
42 Pg. 1	Allan Ct & Wonderland Dr	Wonderland Dr	Yield
42 Pg. 1	Lana Ct & Wonderland Dr	Wonderland Dr	Yield
42 Pg. 1	Senour Rd Wonderland Dr	Senour Rd	Stop
42 Pg. 1	Wonderland Ct/ Wonderland Dr	Wonderland Dr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 622, 1992 was retitled GENERAL ORDINANCE NO. 163, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 163, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 10	Harmon St. & Merrill St.	Merrill St.	Stop
40 Pg. 4	Gale St. & Whalen Av.	Gale St.	Yield

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30 Pg. 2	Carlsbad Cir & Carlsbad Dr.	Carlsbad Dr.	Yield
30 Pg. 2	Carlsbad Ct. & Carlsbad Ln.	Carlsbad Ln.	Yield
30 Pg. 2	Carlsbad Dr. & Southwest Dr.	Southwest Dr.	Stop
30 Pg. 2	Carlsbad Ln. & Southwest Dr.	Southwest Dr.	Stop
40 Pg. 4	Gale St. & Whalen Av.	Gale St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 623, 1992 was retitled GENERAL ORDINANCE NO. 164, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 164, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40 Pg. 5	Pappas Dr. & Yucatan Dr.	Pappas Dr.	Stop

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SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40 Pg. 5	Pappas Dr. & Yucatan Dr.	None	4-Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 624, 1992 was retitled GENERAL ORDINANCE NO. 165, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3 Pg. 8	Pershing Road Spring Lane/	EB Pershing Road/ NB Spring Lane	STOP

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3 Pg. 8	Pershing Road/ Spring Lane	None	4-Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 625, 1992 was retitled GENERAL ORDINANCE NO. 166, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 166, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 9	Gimber St. & Villa Av.	Villa Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32 Pg. 9	Gimber St. & Villa Av.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 626, 627, 628, 629, 630, 631, 632, 633 and 634, 1992. Councillor Gilmer asked for consent to vote on these nine ight transportation proposals together. Consent was given. PROPOSAL NO. 626, 1992. The proposal amends the Code by authorizing parking restrictions on English Avenue east of St. Peter Street (District 21). PROPOSAL NO. 627, 1992. The proposal amends the Code by deleting parking restrictions on Sutherland Avenue from Park Avenue to College Avenue (District 22). PROPOSAL NO. 628, 1992. The proposal amends the Code by authorizing parking restrictions on Northeastern Avenue on the west side from Southeastern Avenue to a point 125 feet north of Southeastern Avenue (District 23). PROPOSAL NO. 629, 1992. The proposal amends the Code by authorizing a change in the speed limit on Southeastern Avenue from Raymond Street to McGaughey Road from 45 mph to 40 mph (District 23). PROPOSAL NO. 630, 1992. The proposal amends the Code by authorizing a change in the speed limit on Southport Road between McFarland Road and Madison Avenue from 30 mph to 25 mph (District 20). PROPOSAL NO. 631, 1992. The proposal amends the Code by changing the speed limit on 30th Street from 35 mph to 30 mph between Fall Creek North Drive and Martindale Avenue (District 22). PROPOSAL NO. 632, 1992. The proposal amends the Code by authorizing an 11,000 pound weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue and by deleting the 11,000 pounds weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4). PROPOSAL NO. 633, 1992. The proposal amends the Code by authorizing an 11,000 pound weight limit restriction on Routiers Avenue from 30th Street to 25th Street, on Roy Road from Post Road to Routiers, and on Boehning Avenue from 25th Street to Routiers Avenue (District 12). PROPOSAL NO. 634, 1992. The proposal amends the Code by deleting weight limit restrictions on Morris Street from Madison Avenue to Shelby Street and on Prospect Street from Madison Avenue to Shelby Street (Districts 16, 21, 25). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 626, 627, 628, 629, 630, 631, 632, 633 and 634, 1992 on December 10, 1992. By a 7-0 vote, the Committee reported Proposal Nos. 626, 627, 628, 629, 631, 632, 633 and 634 to the Council with the recommendation that they do pass. By a 7-0 vote, the Committee reported Proposal No. 630, 1992 to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal Nos. 626, 627, 628, 629, 630, 631, 632, 633 and 634, 1992 were adopted on the following roll call vote; viz:

25 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

4 NOT VOTING: *Boyd, Giffin, Golc, Gray*

Proposal No. 626, 1992 was retitled GENERAL ORDINANCE NO. 167, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 167, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

December 14, 1992

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

English Avenue, on the north side,
from St. Peter Street to
a point 70 feet east of St. Peter Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 627, 1992 was retitled GENERAL ORDINANCE NO. 168, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 168, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Sutherland Avenue, on both sides, from
Park Avenue to College Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 628, 1992 was retitled GENERAL ORDINANCE NO. 169, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 169, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Northeastern Avenue, on the west side, from
Southeastern Avenue to a point 125 feet
north of Southeastern Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 629, 1992 was retitled GENERAL ORDINANCE NO. 170, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 170, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

45 mph
Southeastern Avenue, from
Raymond Street to McGaughey

Section 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

40 mph
Southeastern Avenue, from
Raymond Street to McGaughey

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 630, 1992, as amended, was retitled GENERAL ORDINANCE NO. 171, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 171, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

25 mph
Southport Road, from
McFarland Road to Madison Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 631, 1992 was retitled GENERAL ORDINANCE NO. 172, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 172, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

35 mph
30th Street, from
Fall Creek North Drive to Emerson Avenue

Section 2. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

December 14, 1992

35 mph
30th Street, from
Martindale Avenue to Emerson Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 632, 1992 was retitled GENERAL ORDINANCE NO. 173, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 173, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

11,000 POUNDS GROSS WEIGHT

56th Street, from
Emerson Avenue to I-465

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-224, Trucks on certain streets, restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Fall Creek Road, from
Kessler Boulevard to Shadeland Avenue

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 633, 1992 was retitled GENERAL ORDINANCE NO. 174, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 174, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Routiers Avenue, from 30th Street to 25th Street

Roy Road, from Post Road to Routiers Avenue

Boehning Avenue, from 25th Street to Routiers Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 634, 1992 was retitled GENERAL ORDINANCE NO. 175, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 175, 1992

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

10,000 POUNDS GROSS WEIGHT

Morris Street, from Madison Avenue to Shelby Street

Prospect Street, from Madison Avenue to Shelby Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 636, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 636, 1992 on December 4, 1992. The proposal amends the Code by extending the current solid waste disposal user fee for 1993. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 636, 1992 was adopted on the following roll call vote; viz:

19 YEAS: *Beadling, Black, Borst, Brents, Coughenour, Curry, Franklin, Gilmer, Jimison, McClamroch, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:

10 NOT VOTING: *Boyd, Dowden, Giffin, Golc, Gray, Hinkle, Jones, Moriarty, Ruhmkorff, Schneider*

Proposal No. 636, 1992 was retitled GENERAL ORDINANCE NO. 176, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 176, 1992

A GENERAL ORDINANCE amending the section of the Code dealing with the imposition of the Solid Waste Disposal User Fee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 13-303 of the Code of Indianapolis and Marion County, Indiana, as added by G.O. No. 18, 1989, Section 1, is hereby amended by inserting the language underlined and deleting the language stricken-through to read as follows:

Sec. 13-303. User Fee Schedule.

(a) The following scheduled shall be in effect from October 1, 1989 through December 31, ~~1992~~ 1993. The solid waste disposal user fee shall be billed semiannually. The owner of each unit shall pay a solid waste disposal user fee of sixteen dollars (\$16.00) semiannually, amounting to thirty-two dollars (\$32.00) per year. In addition to the user fee, a one-time administrative charge of three dollars (\$3.00) per unit shall be assessed against all owners to defray administrative costs. The administrative charge shall be payable with the initial installment.

(b) (1) The initial installment shall be billed by the department of public works prior to the provision of collection services on January 1, 1990.

- (2) The initial installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. The initial installment shall become delinquent if not paid in full within thirty (30) days of the billing date.
 - (3) Delinquent bills are subject to a ten percent (10%) penalty of the amount of the delinquent user fees, including the one-time administrative charge. All bills which become delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with IC 36-3-7-5.
 - (4) The department shall certify such delinquent user fees on or before February 28, 1990, unless otherwise agreed by the auditor and the department to the auditor. The treasurer shall collect such delinquent user fees in the same manner as property taxes are collected.
- (c) The second and subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by IC 36-9-31-8(c). On or before February 28 of the year the user fees are due, unless otherwise agreed by the auditor and the department, the department shall certify such current user fees to the auditor. The treasurer shall collect such current user fees in the same manner as property taxes are collected.
- (d) (1) Whenever a unit does not appear on the assessment rolls, whether due to new construction or to error, and such unit has either been connected to the sanitary sewer system or has begun generating residential solid waste, whichever occurs first, the owner of such unit shall be subject to the imposition of the solid waste disposal user fee.
- (2) Until the department certifies the user fees to the auditor as provided below in subsection (d)(7), the department shall bill the owner of such property.
 - (3) The one-time administrative charge described above in subsection (a) shall not apply to owners under this subsection (d).
 - (4) The department shall bill such owners for semiannual installments of the user fee according to the following schedule:

User Fee Payable

May 1990
November 1990
May 1991
November 1991
May 1992
November 1992
May 1993
November 1993

For Service Provided

July 1990 through December 1990
January 1991 through June 1991
July 1991 through December 1991
January 1992 through June 1992
July 1992 through December 1992
January 1993 through June 1993
July 1993 through December 1993
January 1994 through June 1994

For units receiving service for part of a billing cycle, the department shall prorate the user fee on a monthly basis. Such billing shall reflect the current user fee as well as any amount due for past service provided but unbilled in previous billing cycles due to new construction or erroneous omission of units.

- (5) Each installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. Each installment shall become delinquent if not paid in full within seventeen (17) days of the billing date.
- (6) Each delinquent installment is subject to a ten percent (10%) penalty on the amount of delinquent user fees. Each installment which becomes delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with IC 36-3-7-5.
- (7) On or before February 28 each year, the department shall certify the current user fees and the delinquent user fees, if any, attributable to the owner of newly constructed or erroneously omitted units, to the auditor. The treasurer shall collect such current and delinquent user fees in the same manner as property taxes are collected. All subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by IC 36-9-31-8(c).

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL SERVICE DISTRICT COUNCILS
SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 617, 1992. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 617, 1992 on December 4, 1992. The proposal transfers and appropriates \$300,000 for the Department of Public Works to cover costs associated with the summer storms and the fall leaf program. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Jones, for adoption. Proposal No. 617, 1992, as amended, was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams*
3 NAYS: *Curry, Schneider, Smith*
3 NOT VOTING: *Dowden, Giffin, Golc*

Proposal No. 617, 1992 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992 and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1992 (Solid Waste Collection Special Service District Fiscal Ordinance No. 1, 1991) transferring and appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Solid Waste Collection Special Service District Fund for purposes of the Department of Public Works and reducing certain other appropriations for the department.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Solid Waste Collection Special Service District Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works to continue leaf pick-up for citizens of Marion County.

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FUND</u>
1. Personal Services	<u>\$300,000</u>
TOTAL INCREASE	\$300,000

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FUND</u>
3. Other Services and Charges	<u>\$300,000</u>
TOTAL REDUCTION	\$300,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

December 14, 1992

ANNOUNCEMENTS AND ADJOURNMENT

Councillor West stated that all the Councillors received a copy of the Mayor's Executive Order No. 21 stating that the Mayor has reduced his spending level so he would not need all the funds originally budgeted. Councillor West asked if the Mayor can reduce the budget by an executive order. Mr. Elrod responded that he is not aware of anyone having authority to unilaterally amend an ordinance of the Council. If the Mayor wants to say that his budget has been reduced, he can say so. Mr. Elrod said that he does not think that it changes the 1993 budget ordinance passed by the Council.

The President said that he would obtain clarification of the Mayor's Executive Order No. 21.

The President announced that the Minority Caucus has selected Councillor Boyd as leader of the Democrat Caucus and the Majority Caucus has selected Councillor West as leader of the Republican Caucus.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:10 p.m.

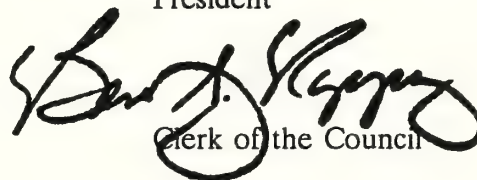
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 14th day of December 1992.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President

ATTEST:



Clerk of the Council

(SEAL)

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
1 SPONSORED BY: Mullin					
DIGEST: concerning electronic welfare benefits transfers					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	S.R. 91	804
2 SPONSORED BY: Rhodes					
DIGEST: appropriating \$275,000 in the Recorder's Records Perpetuation Fund					
for the County Recorder to finance first-year document imaging costs					
REFERRED TO: Administration and Finance Committee					
	Adopted	02/10/92	Not Req.	F.O. 5	43
3 SPONSORED BY: SerVaas					
DIGEST: creating a public defender board and agency					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/27/92	05/06/92	G.O. 25	197
4 SPONSORED BY: SerVaas					
DIGEST: appropriating \$450,500 for the Marion County Superior Courts to					
establish and operate the Public Defender Services Agency					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
5 SPONSORED BY: SerVaas					
DIGEST: appropriating \$297,206 for the Public Defenders Services Agency					
to pay the costs of adding two public defenders for each Criminal					
Court and two public defenders for the Juvenile Court					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/06/92	04/08/92	F.O. 15	146
6 SPONSORED BY: Dowden					
DIGEST: creating a Court Violations Bureau administrative fee and fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
7 SPONSORED BY: Moriarty					
DIGEST: transferring and appropriating \$299,042 for the Presiding Judge					
of the Municipal Court to pay the operating costs of the Court					
Violations Bureau and reducing the budget of the County Clerk					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	F.O. 1	25
8 SPONSORED BY: Dowden					
DIGEST: appropriating \$11,500 for the Sheriff to continue the salary of one					
part-time employee who is assisting with the Child Abuse Awareness Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	F.O. 2	26

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
9 SPONSORED BY: Dowden					
DIGEST: appropriating \$411,343 for the Sheriff to pay the salary of an additional dispatcher and contracting with Rural Fire Corporation to provide fire emergency dispatching					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	F.O. 3	27
10 SPONSORED BY: SerVaas					
DIGEST: appropriating \$25,600 for the Domestic Relations Bureau to fund personnel expenses for the Visiting Nurse Service through an Indiana Criminal Justice Institute grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	F.O. 4	28
11 SPONSORED BY: Giffin, Brents, Curry, Golc, Hinkle, Shambaugh					
DIGEST: congratulating Ben Davis High School					
REFERRED TO: Whole Committee					
	Adopted	01/06/92	01/13/92	S.R. 1	6
12 SPONSORED BY: Curry, Gilmer					
DIGEST: recognizing Harry E. Eakin					
REFERRED TO: Whole Committee					
	Adopted	01/06/92	01/13/92	S.R. 2	7
13 SPONSORED BY: SerVaas					
DIGEST: approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	C.R. 1	20
14 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7702 East 30th Street					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	R.O. 2	21
15 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5610 Moller Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/06/92	Not Req.	R.O. 1	9

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
16 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 6053 North College Avenue (approximate address) REFERRED TO: Whole Committee	Withdrawn				
17 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5124 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	R.O. 3	10
18 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5520 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	R.O. 4	10
19 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4950 East Thompson Road (rear, approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	R.O. 5	10
20 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 2530 West Morris Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	R.O. 6	10
21 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3635 West 16th Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	R.O. 7	10
22 SPONSORED BY: SerVaas DIGEST: making the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/27/92	01/28/92	G.O. 1	29

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
23 SPONSORED BY: West					
DIGEST: reappointing Mary Alice Buckler and John von Arx to the Information Services Agency Board					
REFERRED TO: Administration and Finance Committee					
	Adopted	02/10/92	Not Req.	C.R. 2	36
24 SPONSORED BY: Rhodes					
DIGEST: approving a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	03/19/92	S.R. 17	115
25 SPONSORED BY: O'Dell					
DIGEST: approving the leasing of certain real estate of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	02/10/92	02/18/92	S.R. 12	47
26 SPONSORED BY: Dowden					
DIGEST: appropriating \$53,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/10/92	02/18/92	F.O. 6	43
27 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,000 for the Prosecuting Attorney to operate the Street Terrorist Offender Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/10/92	02/18/92	F.O. 7	44
28 SPONSORED BY: Dowden					
DIGEST: appropriating \$128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/10/92	02/18/92	F.O. 8	45
29 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$90,700 to technically amend the budget with respect to allocations for Public Defender Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/24/92	02/28/92	F.O. 10	64

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
30 SPONSORED BY: Dowden DIGEST: appropriating \$96,430 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the second half of the 1991-92 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/10/92	02/18/92	F.O. 9	46
31 SPONSORED BY: Dowden DIGEST: renewing the Community Corrections program for fiscal year 1992-93 and approving the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/10/92	Not Req.	C.R. 5	48
32 SPONSORED BY: SerVaas DIGEST: amending Chapter 151 of the Revised Code revising the Council rules establishing committees REFERRED TO: Rules and Public Policy Committee	Adopted	02/10/92	02/18/92	G.O. 2	49
33 SPONSORED BY: Beadling DIGEST: amending Chapter 29 of the Code by adding a new Article IX concerning open alcoholic beverage containers in motor vehicles REFERRED TO: Rules and Public Policy Committee	Adopted	04/06/92	04/08/92	G.O. 22	135
34 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992 REFERRED TO: Rules and Public Policy Committee	Adopted	02/10/92	Not Req.	C.R. 3	37
35 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992 REFERRED TO: Transportation Committee	Adopted	02/10/92	Not Req.	C.R. 4	37
36 SPONSORED BY: Moriarty and Mullin DIGEST: congratulating Sccecina football state champions REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 3	15

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
37 SPONSORED BY: Smith DIGEST: recognizing Franklin Township Schools CPR heroes REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 4	16
38 SPONSORED BY: Curry, Giffin, Hinkle, Shambaugh DIGEST: concerning Charles Bogden REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 5	16
39 SPONSORED BY: Beadling DIGEST: recognizing Jerry Daniels and the Ink Spots REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 6	17
40 SPONSORED BY: Borst, O'Dell DIGEST: recognizing Myron (Mike) D. Higbee REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 7	18
41 SPONSORED BY: Gilmer, Smith, Williams DIGEST: concerning Joseph Staehler REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 8	18
42 SPONSORED BY: West, Beadling DIGEST: recognizing Chief Joseph D. Kimbrew REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	S.R. 9	19
43 SPONSORED BY: Borst DIGEST: amending the Sign Regulations of Marion County by revising and relocating the definition of "integrated center" REFERRED TO: Metropolitan Development Committee	Adopted	02/24/92	Not Req.	G.O. 3	68
44 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3921 Millersville Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 8	23

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
45 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 2530 West Morris Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 9	23
46 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 14, 3414 East Washington Street REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 10	23
47 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4580 Rahke Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 11	24
48 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3120 East Thompson Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 12	24
49 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 231 North College Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 13	24
50 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3815 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 14	24
51 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 2050 North Pasadena Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	R.O. 15	24

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
52 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 2301 North Cumberland Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	R.O. 16	24
53 SPONSORED BY: Borst					
DIGEST: appropriating \$4,000 for the County Surveyor to cover training expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	02/24/92	02/28/92	F.O. 11	65
54 SPONSORED BY: Rhodes					
DIGEST: approving a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	03/19/92	S.R. 18	116
55 SPONSORED BY: Moriarty					
DIGEST: appropriating \$117,000 for the Presiding Judge of the Municipal Court to continue the Treatment Alternatives to Street Crimes program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/24/92	02/28/92	F.O. 12	66
56 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing intersection controls in the Cold Spring Estates subdivision (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	G.O. 5	84
57 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Alcove at Greenbriar subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	G.O. 6	84
58 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Brackenwood subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	G.O. 7	84

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
59 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing intersection controls in the Timber Mill subdivision (District 2) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 8	85
60 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing intersection controls in the Iron Springs subdivision (District 2) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 9	85
61 SPONSORED BY: Shambaugh DIGEST: amending the Code by authorizing a change in intersection controls in an area bounded by 30th Street, Mussman Drive, 28th Street, and Georgetown Road (District 8) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 10	85
62 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at the intersection of Zionsville Road and 62nd Street (District 1) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 11	86
63 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing a traffic signal at the intersection of Hague Road and 86th Street (District 4) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 12	87
64 SPONSORED BY: Jimison DIGEST: amending the Code by authorizing parking restrictions on 39th Place between Breen Drive and Post Road (District 14) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 13	87
65 SPONSORED BY: Williams DIGEST: amending the Code by authorizing parking restrictions on Dr. Andrew J. Brown Avenue on the east side from 17th Street to a point 106 feet north of 17th Street (District 22) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 14	87

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
66 SPONSORED BY: Brents, Williams DIGEST: amending the Code by authorizing parking restrictions on the west side of New Jersey Street from Court Street to a point 86 feet south of Court Street (Districts 16 and 22) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 15	88
67 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing a change in the speed limit on a segment of Kentucky Avenue between I-465 and Raymond Street (District 19) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 16	88
68 SPONSORED BY: Black, Williams DIGEST: amending the Code by authorizing the deletion of rush hour restrictions on a segment of Washington Boulevard (Districts 6, 22) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 17	88
69 SPONSORED BY: Black DIGEST: amending the Code by correcting Section 1 of G.O. 61, 1991 (District 6) REFERRED TO: Transportation Committee	Adopted	02/24/92	02/28/92	G.O. 18	89
70 SPONSORED BY: Howard and Jones DIGEST: recognizing African-American veterans during Black History Month REFERRED TO: Whole Committee	Adopted	02/10/92	02/18/92	S.R. 10	35
71 SPONSORED BY: Golc, Borst, Brents DIGEST: urging continuation of the White River State Park Development Commission REFERRED TO: Whole Committee	Adopted	02/10/92	02/18/92	S.R. 11	36
72 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3815 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	R.O. 17	41

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
73 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5559 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	R.O. 18	41
74 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5261 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	R.O. 19	42
75 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6243 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	R.O. 20	42
76 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 3215 North College Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	R.O. 21	42
77 SPONSORED BY: Borst DIGEST: amending the Dwelling Districts Zoning Ordinance of Marion County to provide for several minor-technical amendments REFERRED TO: Metropolitan Development Committee	Adopted	02/24/92	Not Req.	G.O. 4	72
78 SPONSORED BY: Giffin DIGEST: a special ordinance authorizing the Amendment of Documents relating to \$2,300,000 City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wuslin Associates Project) (Dated as of March 1, 1983) REFERRED TO: Economic Development Committee	Adopted	02/24/92	02/28/92	S.O. 1	61
79 SPONSORED BY: Rhodes DIGEST: reorganizes and expands the internal audit functions by establishing an Internal Audit Agency to replace the division of internal audit REFERRED TO: Administration and Finance Committee	Adopted	04/27/92	05/06/92	G.O. 26	201

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
80 SPONSORED BY: Coughenour, Rhodes, Gilmer, Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Hinkle, Howard, Jimison, Jones, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West, Williams DIGEST: reorganizing the administration of cable franchise and establishing a Cable Franchise Oversight Agency REFERRED TO: Administration and Finance Committee					
	No Action Taken in 1992				
81 SPONSORED BY: O'Dell DIGEST: approving the leasing of certain real estate of the Department of Parks and Recreation REFERRED TO: Parks and Recreation Committee					
	Adopted	03/16/92	03/19/92	S.R. 19	117
82 SPONSORED BY: Dowden DIGEST: appropriating \$425,328 for the Metropolitan Emergency Communications Agency to pay Indiana Bell Telephone, Inc. for Enhanced 9-1-1 equipment REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	03/19/92	F.O. 13	111
83 SPONSORED BY: Dowden DIGEST: appropriating \$44,100 for the Superior Court, Criminal Division, Probation Department, to lease additional office space REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/06/92	Not Req.	F.O. 14	142
84 SPONSORED BY: Dowden DIGEST: amending the Code by updating the county corrections fund REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	03/19/92	G.O. 19	117
85 SPONSORED BY: Coughenour DIGEST: approving the issuance of City of Indianapolis Sanitary District Refunding Bonds of 1992 in an amount not to exceed \$25,000,000 in order to effect a savings to the Sanitary District REFERRED TO: Public Works Committee					
	Adopted	03/16/92	03/19/92	G.R. 1	112
86 SPONSORED BY: Hinkle, Curry, Giffin, Golc DIGEST: directing the Public Works Committee to study the Ben Davis Conservancy District REFERRED TO: Public Works Committee					
	Adopted	03/16/92	Not Req.	C.R. 35	118

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
87 SPONSORED BY: Williams DIGEST: congratulating the Arsenal Tech Constitution team REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	S.R. 13	54
88 SPONSORED BY: Hinkle DIGEST: recognizing the Fulton Falcons basketball team REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	S.R. 14	54
89 SPONSORED BY: Beadling DIGEST: recognizing Habitat for Humanity REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	S.R. 15	55
90 SPONSORED BY: Borst DIGEST: amending the Regional Center Zoning Ordinance to exempt any lot located within any locally-designated historic preservation area from the requirements and approval procedures of the Regional Center Ordinance REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	G.O. 20	119
91 SPONSORED BY: Borst DIGEST: amending the Dwelling Districts Zoning Ordinance to provide for an exception to the D-8 district regulations affecting locally- designated historic preservation areas REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	G.O. 21	120
92 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 33 North Fleming Street REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	R.O. 22	63
93 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3737-47 North College Avenue REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	R.O. 30	111

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
94 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 11, 5331 East 38th Street REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	R.O. 23	63
95 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5354 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	R.O. 24	63
96 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6825 Sunnyside Road (approximate address) REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	R.O. 25	63
97 SPONSORED BY: West DIGEST: reappointing Ray Battey to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 6	98
98 SPONSORED BY: West DIGEST: reappointing Ruby Miller to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 7	98
99 SPONSORED BY: West DIGEST: appointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 8	99
100 SPONSORED BY: West DIGEST: reappointing Richard Payne to the Audit Committee REFERRED TO: Administration and Finance Committee	Withdrawn				
101 SPONSORED BY: West DIGEST: reappointing Donald J. Hargadon to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 9	99

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
102 SPONSORED BY: West DIGEST: reappointing Joe M. Rink to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 10	99
103 SPONSORED BY: West DIGEST: appointing James Sawyers to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 11	99
104 SPONSORED BY: West DIGEST: appointing Phillip Hinkle to the Marion County Board of Tax Adjustment REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 12	100
105 SPONSORED BY: West DIGEST: appointing Ron Franklin to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 13	100
106 SPONSORED BY: West DIGEST: appointing Michael McQuillen to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 14	100
107 SPONSORED BY: West DIGEST: reappointing Henry C. Bock, M.D. to the Health & Hospital Corporation REFERRED TO: Municipal Corporations Committee	Adopted	04/06/92	Not Req.	C.R. 36	127
108 SPONSORED BY: West DIGEST: appointing Philip D. Pecar to the Health & Hospital Corporation REFERRED TO: Municipal Corporations Committee	Adopted	04/06/92	Not Req.	C.R. 37	128
109 SPONSORED BY: West DIGEST: reappointing J. Lloyd Grannan to the Marion County Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 15	101
110 SPONSORED BY: West DIGEST: reappointing Chris R. Lowery to the Marion County Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 16	101

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
111 SPONSORED BY: West DIGEST: reappointing William S. Gardiner to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 33	107
112 SPONSORED BY: West DIGEST: reappointing Elliott Nelson to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 34	108
113 SPONSORED BY: West DIGEST: reappointing Philip C. Borst, D.V.M. to the Indianapolis-Marion County Forensic Services Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 17	101
114 SPONSORED BY: West DIGEST: reappointing Tony Buford to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	03/16/92	Not Req.	C.R. 18	102
115 SPONSORED BY: West DIGEST: appointing Arno Haupt to the Board of Public Works REFERRED TO: Public Works Committee	Withdrawn				
116 SPONSORED BY: West DIGEST: reappointing Howard Howe to the Transportation Board REFERRED TO: Transportation Committee	Adopted	03/16/92	Not Req.	C.R. 19	102
117 SPONSORED BY: West DIGEST: appointing Holley Holmes to the Transportation Board REFERRED TO: Transportation Committee	Adopted	03/16/92	Not Req.	C.R. 20	102
118 SPONSORED BY: West DIGEST: reappointing Louis Lopez to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 21	102
119 SPONSORED BY: West DIGEST: reappointing Sue Shively to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 22	103

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
120 SPONSORED BY: West DIGEST: reappointing Doris Stigler to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 23	103
121 SPONSORED BY: West DIGEST: appointing W. Tobin McClamroch to the Audit Committee REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	C.R. 24	103
122 SPONSORED BY: West DIGEST: reappointing J. Byron Jensen to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 25	104
123 SPONSORED BY: West DIGEST: reappointing Jeffrey Roberts to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 26	104
124 SPONSORED BY: West DIGEST: reappointing Lelia Smith to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	C.R. 27	104
125 SPONSORED BY: West DIGEST: reappointing Mark DeFabis to the Indianapolis City-Market Corporation Board of Directors REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 28	104
126 SPONSORED BY: West DIGEST: appointing Claudia Prosser to the Indianapolis City-Market Corporation Board of Directors REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 29	105
127 SPONSORED BY: West DIGEST: reappointing Sara Mitten Snyder to the Indianapolis City-Market Corporation Board of Directors REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	C.R. 30	105

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
128 SPONSORED BY: Boyd, West DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 38	129
129 SPONSORED BY: West DIGEST: reappointing Randolph L. Snyder to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 39	129
130 SPONSORED BY: West DIGEST: reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 40	130
131 SPONSORED BY: West DIGEST: reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 41	130
132 SPONSORED BY: West DIGEST: reappointing Mark A. Gibson to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 42	130
133 SPONSORED BY: West DIGEST: reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 43	130
134 SPONSORED BY: West DIGEST: reappointing Irene Hefley to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Withdrawn				
135 SPONSORED BY: West DIGEST: reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	C.R. 44	130

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
136 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler to the Juvenile Detention Center Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 31	105
137 SPONSORED BY: West DIGEST: appointing Betty W. Enloe to the Marion County Community Corrections Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/16/92	Not Req.	C.R. 32	106
138 SPONSORED BY: Rhodes DIGEST: transferring and appropriating \$325,000 for the Department of Administration, Microfilm Archives Division, to pay an outside vendor for record services REFERRED TO: Administration and Finance Committee	Adopted	04/06/92	04/08/92	F.O. 16	154
139 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Public Safety Training Academy Lease between the City and the Building Authority REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	11/16/92	S.R. 84	763
140 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Central Garage Lease between the City and the Building Authority REFERRED TO: Administration and Finance Committee	Adopted	04/27/92	05/06/92	S.R. 33	204
141 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Marion County Jail Lease between the County and the Building Authority REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	11/16/92	S.R. 85	764
142 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Marion County Juvenile Detention Center Lease between the County and the Building Authority REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	11/16/92	S.R. 86	765

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
143 SPONSORED BY: Rhodes					
DIGEST: amending the Code by expanding the 500 Festival from 48 hours to 30 days and giving the Controller authority instead of the Board of Public Works concerning concessionaires					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	G.O. 23	156
144 SPONSORED BY: Rhodes					
DIGEST: amending the Code concerning outdoor retail sales from carts					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	G.O. 24	157
145 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$6,454 for the Cooperative Extension Service to purchase a postage machine					
REFERRED TO: Community Affairs Committee					
	Adopted	04/06/92	04/08/92	F.O. 17	160
146 SPONSORED BY: Borst					
DIGEST: approving the Fort Harrison Transition Task Force Charter					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/06/92	04/08/92	S.R. 24	161
147 SPONSORED BY: SerVaas					
DIGEST: approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1992					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/06/92	Not Req.	C.R. 45	131
148 SPONSORED BY: Rhodes					
DIGEST: approving the amendment of the Trust Indenture between the City and INB National Bank relating to 1985 City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	S.O. 2	162
149 SPONSORED BY: All the Councillors					
DIGEST: honoring the Indianapolis Fire Department					
REFERRED TO: Whole Committee					
	Adopted	03/16/92	03/19/92	S.R. 16	94

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
150 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1992 REFERRED TO: Public Works Committee	Adopted	04/27/92	Not Req.	C.R. 47	172
151 SPONSORED BY: West DIGEST: appointing Ron Franklin to the Urban Enterprise Association REFERRED TO: Metropolitan Development Committee	Withdrawn	03/16/92			
152 SPONSORED BY: West DIGEST: reappointing David F. McNamar to the Indianapolis-Marion County Public Library Board REFERRED TO: Municipal Corporations Committee	Adopted	04/06/92	Not Req.	C.R. 46	132
153 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3406 Lafayette Road REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	R.O. 26	109
154 SPONSORED BY: West DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3643 South Keystone Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	R.O. 27	110
155 SPONSORED BY: West DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6314 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	R.O. 28	110
156 SPONSORED BY: West DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7365 East 16th Street (approximate address) REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	R.O. 29	110
157 SPONSORED BY: O'Dell DIGEST: approving certain public purpose grants for support of the arts REFERRED TO: Parks and Recreation Committee	Adopted	04/06/92	04/08/92	G.R. 2	141

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
158 SPONSORED BY: Giffin					
DIGEST: establishing a \$500 petty cash fund to be placed in the Controller's custody for the use of the Mayor's Office, Finance Division (Controller), Legal Division, Human Resources Division, and Central Purchasing Division					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	05/06/92	S.R. 34	205
159 SPONSORED BY: Rhodes					
DIGEST: amending the Code concerning taxi fares for the 500-Mile Race					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	06/08/92	G.O. 27	201
160 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/27/92	05/06/92	S.R. 28	206
161 SPONSORED BY: Ruhmkorff, Dowden, O'Dell					
DIGEST: designating Vermont Street from Capitol Avenue to Delaware Street as the "Korean War Memorial Way"					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/26/92	06/02/92	S.R. 43	246
162 SPONSORED BY: Dowden					
DIGEST: technically amend F.O. No. 3, 1992 (Proposal No. 9, 1992) by changing the fund from the County General Fund to the County Grant Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/27/92	Not Req.	F.O. 18	189
163 SPONSORED BY: Coughenour					
DIGEST: appropriating \$669,808 for the Department of Public Works, Advanced Wastewater Treatment Division, to reconstruct and replace equipment and building facilities damaged by the fire at the Belmont plant					
REFERRED TO: Public Works Committee					
	Adopted	04/27/92	05/06/92	F.O. 19	191
164 SPONSORED BY: SerVaas, Coughenour, Borst, Gilmer					
DIGEST: establishing the White River Greenway Development Board					
REFERRED TO: Public Works Committee					
	Adopted	04/27/92	05/06/92	G.O. 28	208

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
165 SPONSORED BY: SerVaas, Coughenour, Borst, Gilmer DIGEST: appointing members to the White River Greenway Development Board REFERRED TO: Public Works Committee	Adopted	04/27/92	Not Req.	C.R. 52	209
166 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1992 REFERRED TO: Rules and Public Policy Committee Administration and Finance Committee	Adopted	04/27/92	Not Req.	C.R. 48	173
167 SPONSORED BY: Williams DIGEST: amending the Code concerning political contributions REFERRED TO: Rules and Public Policy Committee	Stricken	05/26/92			255
168 SPONSORED BY: Borst, Jimison, West DIGEST: amending the Code concerning the board of public safety REFERRED TO: Rules and Public Policy Committee	Stricken	05/26/92			256
169 SPONSORED BY: Short DIGEST: amending the Code by deleting a one-way traffic flow on McCrea Street between Georgia Street and Jackson Place, North Drive; and by authorizing intersection controls at Georgia Street and McCrea Street and at Jackson Place and McCrea Street (District 21) REFERRED TO: Transportation Committee	Adopted	05/11/92	05/20/92	G.O. 29	236
170 SPONSORED BY: Black DIGEST: recognizing the Crispus Attucks Athletic Association REFERRED TO: Whole Committee	Adopted	04/06/92	04/08/92	S.R. 20	128
171 SPONSORED BY: Mullin DIGEST: recognizing the University of Notre Dame and the Notre Dame Club of Indianapolis REFERRED TO: Whole Committee	Adopted	04/06/92	04/08/92	S.R. 21	125
172 SPONSORED BY: Beadling, Giffin, Gilmer, Schneider DIGEST: recognizing the Indianapolis International Airport REFERRED TO: Whole Committee	Adopted	04/06/92	04/08/92	S.R. 22	126

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
173 SPONSORED BY: Coughenour DIGEST: recognizing William G. Shassere REFERRED TO: Whole Committee	Adopted	04/06/92	04/08/92	S.R. 23	127
174 SPONSORED BY: Jimison, Golc DIGEST: commissioning a study of the Court Services Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/27/92	Not Req.	C.R. 53	209
175 SPONSORED BY: West DIGEST: appointing W. Tobin McClamroch to the Urban Enterprise Association REFERRED TO: Metropolitan Development Committee	Adopted	04/27/92	Not Req.	C.R. 49	173
176 SPONSORED BY: West DIGEST: appointing Ray R. Irvin to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/27/92	Not Req.	C.R. 50	174
177 SPONSORED BY: West DIGEST: appointing Jesse Moore to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/27/92	Not Req.	C.R. 51	174
178 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 3, 6497 Guion Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 31	139
179 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 9602 East 86th Street REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	R.O. 46	139
180 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7445 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 32	139

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
181 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 7215 East 75th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 33	140
182 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 719 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 34	140
183 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 230 West Merrill Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 35	140
184 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 320 West South Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 36	140
185 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 309 South Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	R.O. 37	140
186 SPONSORED BY: Giffin DIGEST: a special resolution authorizing the amendment of S.R. No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to October 31, 1992 REFERRED TO: Economic Development Committee	Adopted	04/27/92	05/06/92	S.R. 29	178
187 SPONSORED BY: Giffin DIGEST: a special resolution authorizing the amendment of S.R. No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division GMC to October 31, 1992 REFERRED TO: Economic Development Committee	Adopted	04/27/92	05/06/92	S.R. 30	179

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
188 SPONSORED BY: Giffin					
DIGEST: a special ordinance authorizing the amendment of previously executed bond documents relating to \$695,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1990 (Mobile Drilling Company, Inc. Project)					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	S.O. 3	180
189 SPONSORED BY: Giffin					
DIGEST: a special ordinance authorizing the amendment of documents relating to the previously issued \$8,100,000 City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	S.O. 4	181
190 SPONSORED BY: Giffin					
DIGEST: approving an inducement resolution for Park Tudor Foundation, Inc. in an amount not to exceed \$4,500,000 for the acquisition, construction, installation and equipping of additions to the existing facilities located at 7200 North College Avenue					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	S.R. 31	183
191 SPONSORED BY: Giffin					
DIGEST: approving an inducement resolution for National Benevolent Association, Robin Run Village Phase II, in an amount not to exceed \$10,500,000 for the acquisition, construction, installation and equipping of the elderly multi-family residential rental housing units, and related facilities located at 5354 West 62nd Street					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	S.R. 32	184
192 SPONSORED BY: West					
DIGEST: appointing Nelson S. Hart to the Audit Committee					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/11/92	Not Req.	C.R. 55	220
193 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$20,000 for the City-County Council to pay legal fees relating to cable franchise matters					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/11/92	Vetoed	F.O. 20	231

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
194 SPONSORED BY: Rhodes					
DIGEST: appropriating \$178,976 for the County Treasurer to pay remodeling cost					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/11/92	Not Req.	F.O. 21	232
195 SPONSORED BY: Hinkle, Giffin					
DIGEST: authorizing the lease of office space for the Wayne Township					
Assessor to be built at Country Club Road and Rockville Road					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/26/92	06/02/92	S.R. 44	256
196 SPONSORED BY: West					
DIGEST: appointing Jack H. Hall, M.D. to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/26/92	Not Req.	C.R. 58	242
197 SPONSORED BY: West					
DIGEST: appointing David R. Shirley to the Metropolitan Board of Zoning					
Appeals Division III					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/26/92	Not Req.	C.R. 59	243
198 SPONSORED BY: Ruhmkorff					
DIGEST: appropriating \$7,140 for the County Recorder to make the annual					
payment for leased vault space					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/26/92	06/02/92	F.O. 26	252
199 SPONSORED BY: West					
DIGEST: appointing David T. Smith to the Marion County Community					
Corrections Advisory Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/11/92	Not Req.	C.R. 56	220
200 SPONSORED BY: Dowden					
DIGEST: appropriating \$14,227 for the Prosecuting Attorney to continue					
the Domestic Violence Victim's Counseling Project which is funded					
by the annual Salvation Army grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/11/92	05/20/92	F.O. 22	233

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
201 SPONSORED BY: Moriarty					
DIGEST: appropriating \$700 for the Presiding Judge of the Municipal Court to cover the costs of a graduation ceremony for probationers who passed the GED examination funded by private grants					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/11/92	05/20/92	F.O. 23	233
202 SPONSORED BY: Jimison					
DIGEST: appropriating \$288,381 for the Presiding Judge of the Municipal Court to hire additional public defenders and support staff					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
203 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$364,604 for the County Auditor to pay for the Automated Finger Printing System					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/11/92	Not Req.	F.O. 24	235
204 SPONSORED BY: Dowden					
DIGEST: appropriating \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	F.O. 27	253
205 SPONSORED BY: Moriarty, Jimison, Golc					
DIGEST: amending the Revised Code by adding a new chapter concerning the Marion County Public Defender Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
206 SPONSORED BY: Black					
DIGEST: requesting the Animal Control Board to develop an ordinance establishing a spaying/neutering program for Marion County					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
207 SPONSORED BY: West					
DIGEST: appointing Arno Haupt to the Board of Public Works					
REFERRED TO: Public Works Committee					
	Adopted	05/11/92	Not Req.	C.R. 57	221

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
208 SPONSORED BY: Brents DIGEST: amending the Code by authorizing intersection controls at Dr. Martin Luther King, Jr. Street and St. Clair Street (District 16) REFERRED TO: Transportation Committee	Stricken	10/26/92			725
209 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing intersection controls at Illinois Street and 54th Street (District 7) REFERRED TO: Transportation Committee	Adopted	06/08/92	06/16/92	G.O. 37	281
210 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a weight limit restriction on a segment of East Riverside Drive, from 18th Street to 30th Street (District 16) REFERRED TO: Transportation Committee	No Action Taken in 1992				
211 SPONSORED BY: Williams DIGEST: amending the Code by authorizing a weight limit restriction on a segment of Alabama Street, from Fort Wayne Avenue to 16th Street (District 22) REFERRED TO: Transportation Committee	Adopted	05/11/92	05/20/92	G.O. 30	236
212 SPONSORED BY: Schneider, Dowden DIGEST: memorializing Major Paul J. "Joe" Ernst REFERRED TO: Whole Committee	Adopted	04/27/92	05/06/92	S.R. 25	170
213 SPONSORED BY: Franklin DIGEST: recognizing Patsy McCormick's work for abused women REFERRED TO: Whole Committee	Adopted	04/27/92	05/06/92	S.R. 26	170
214 SPONSORED BY: Smith, Schneider DIGEST: recognizing Indianapolis convention business REFERRED TO: Whole Committee	Adopted	04/27/92	05/06/92	S.R. 27	171

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
215 SPONSORED BY: Rhodes					
DIGEST: determining to review the determination of the Cable Franchise Board to issue a request for proposals for additional cable system franchises in response to the Letter of Intent submitted by MaxTel Associates Limited Partnership					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	Not Req.	C.R. 54	174
216 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7201 Rockville Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	Not Req.	R.O. 38	186
217 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 17, 930 South Warren Avenue (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	Not Req.	R.O. 39	187
218 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2802 Kessler Boulevard East Drive (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	Not Req.	R.O. 47	216
219 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 6047 South East Street					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	Not Req.	R.O. 40	187
220 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9903 East 30th Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	Not Req.	R.O. 41	187
221 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 2201 West Southport Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	Not Req.	R.O. 42	187

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
222 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5716 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	R.O. 43	187
223 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6520 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	R.O. 44	187
224 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12309 East 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	R.O. 45	187
225 SPONSORED BY: Giffin DIGEST: a special resolution authorizing the amendment of S.R. No. 43, 1991, as amended, to extend the expiration date on the Inducement Resolution for Meadow Farms Industries, Inc. to November 30, 1992 REFERRED TO: Economic Development Committee	Adopted	05/11/92	05/20/92	S.R. 38	224
226 SPONSORED BY: Giffin DIGEST: a special ordinance approving the sale of City of Indianapolis, Indiana Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project) in the aggregate principal amount of \$4,500,000 REFERRED TO: Economic Development Committee	Adopted	05/11/92	05/20/92	S.O. 5	225
227 SPONSORED BY: Giffin DIGEST: an inducement resolution for Herff Jones, Inc. in an amount not to exceed \$5,000,000 for the acquisition, construction, installation and equipping of a building containing approximately 69,000 square feet to be located at 4500 West 62nd Street REFERRED TO: Economic Development Committee	Adopted	05/11/92	05/20/92	S.R. 39	227
228 SPONSORED BY: Rhodes, Giffin DIGEST: transferring and appropriating \$70,000 for Voters Registration to purchase computer equipment REFERRED TO: Administration and Finance Committee	Adopted	06/08/92	06/16/92	F.O. 36	283

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
229 SPONSORED BY: Rhodes					
DIGEST: authorizing the Controller, the Auditor and the Treasurer to transact business through the use of electronic funds transfer					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/26/92	06/02/92	S.R. 45	257
230 SPONSORED BY: Dowden					
DIGEST: appropriating \$100,000 for the Prosecuting Attorney to cover the computer system linkup charges between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	F.O. 28	254
231 SPONSORED BY: Dowden					
DIGEST: appropriating \$5,000 for the Prosecuting Attorney to utilize a state grant to pay the salary of a part-time juvenile victim advocate					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	F.O. 29	254
232 SPONSORED BY: Dowden					
DIGEST: appropriating \$33,011 for the Superior Court, Juvenile Division/Detention Center, to pay the salaries of an additional court reporter and a bailiff					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
233 SPONSORED BY: Short					
DIGEST: transferring and appropriating \$3,400 for the Superior Court, Criminal Division, Room One, to pay for a salary increase due to a job reclassification					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/09/92	Not Req.	F.O. 76	766
234 SPONSORED BY: Dowden					
DIGEST: appropriating \$37,500 to cover public defender expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
235 SPONSORED BY: Dowden					
DIGEST: amending the Code concerning rabies control					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	G.O. 31	258

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
236 SPONSORED BY: SerVaas DIGEST: requiring an 8% reduction in budgeted expenditures from the County General Fund REFERRED TO: Rules and Public Policy Committee	Adopted	05/26/92	06/02/92	F.O. 25	245
237 SPONSORED BY: Curry, Rhodes DIGEST: concerning vehicle taxes in Marion County REFERRED TO: Rules and Public Policy Committee	Adopted	05/26/92	06/02/92	G.O. 32	260
238 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls in the Chapel Bend subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	05/26/92	06/02/92	G.O. 33	262
239 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at the intersection of Doubletree Drive and Michigan Road (District 1) REFERRED TO: Transportation Committee	Adopted	05/26/92	06/02/92	G.O. 34	262
240 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a traffic signal at the access drive (south) and Harcourt Road (8400 N.) (District 3) REFERRED TO: Transportation Committee	Adopted	05/26/92	06/02/92	G.O. 35	262
241 SPONSORED BY: Black DIGEST: amending the Code by authorizing parking restrictions on the east side of College Avenue from 225 feet south of 42nd Street to 225 feet north of 42nd Street (District 6) REFERRED TO: Transportation Committee	Stricken	06/22/92			294
242 SPONSORED BY: Black DIGEST: amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 49th Street to 275 feet north of 49th Street (District 6) REFERRED TO: Transportation Committee	Stricken	06/22/92			294

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
243 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 52nd Street to 290 feet north of 52nd Street (District 7)					
REFERRED TO: Transportation Committee					
	Stricken	10/26/92			725
244 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing parking restrictions on the east side of College Avenue from 275 feet south of 54th Street to 290 feet north of 54th Street (District 7)					
REFERRED TO: Transportation Committee					
	Stricken	06/22/92			294
245 SPONSORED BY: Williams					
DIGEST: amending the Code by deleting a one-way southbound traffic flow on Pierson Street between Fall Creek Parkway, South Drive and 22nd Street; and by authorizing intersection controls at Fall Creek Parkway, South Drive, and Pierson Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	05/26/92	06/02/92	G.O. 36	263
246 SPONSORED BY: Golc					
DIGEST: recognizing The Kroger Company and IPS Daniel Webster School No. 46 Partners in Education					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	S.R. 35	218
247 SPONSORED BY: Gilmer					
DIGEST: recognizing Pike Township High School's centennial year					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	S.R. 36	219
248 SPONSORED BY: Beadling					
DIGEST: recognizing Methodist Hospital's Life Line medical helicopter service					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	S.R. 37	219
249 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10703 East 63rd Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	Not Req.	R.O. 48	228

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
250 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 420 West Michigan Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	R.O. 49	228
251 SPONSORED BY: Borst DIGEST: rezoning ordinance Franklin Township, Councilmanic District 23, 5245 Pacific Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	R.O. 50	228
252 SPONSORED BY: Rhodes DIGEST: authorizing the City to make temporary loans for the use of the Consolidated County Fund REFERRED TO: Administration and Finance Committee	Adopted	06/08/92	06/16/92	F.O. 30	274
253 SPONSORED BY: Rhodes DIGEST: amending the Code by restricting former city and county employees' dealings with their former employer REFERRED TO: Administration and Finance Committee	Stricken	10/26/92			726
254 SPONSORED BY: Smith, Short DIGEST: amending the Code concerning vacation leave for retired employees who are subsequently employed by public safety agencies REFERRED TO: Administration and Finance Committee	Stricken	07/20/92			315
255 SPONSORED BY: Jimison, Mullin DIGEST: concerning reduction of Councillor salaries REFERRED TO: Rules and Public Policy Committee	Stricken	10/26/92			726
256 SPONSORED BY: Rhodes DIGEST: amending the Code concerning zoning procedures REFERRED TO: Metropolitan Development Committee	No Action Taken in 1992				
257 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$6,900 for the Superior Court, Criminal Division, Room 4, to pay the Mike Tyson trial expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	Not Req.	F.O. 31	277

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
258 SPONSORED BY: Dowden DIGEST: appropriating \$66,666 for the Sheriff to utilize a state Project 55 grant to pay officers overtime for working a selective speed enforcement program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	06/16/92	F.O. 32	278
259 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$17,202 for the Sheriff to pay the salary of a replacement employee REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	Not Req.	F.O. 37	284
260 SPONSORED BY: Dowden DIGEST: appropriating \$700,673 to utilize a state grant for the Community Corrections Agency for fiscal year 1992-93 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	06/16/92	F.O. 33	279
261 SPONSORED BY: Dowden DIGEST: appropriating \$154,169 for the Community Corrections Agency to continue the Juvenile Re-entry Services Program for fiscal year 1992-93 funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	06/16/92	F.O. 34	280
262 SPONSORED BY: Dowden DIGEST: appropriating \$123,564 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1992- 93 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	06/16/92	F.O. 35	280
263 SPONSORED BY: Hinkle, Giffin DIGEST: establishing an Airport Economic Development Tax Area REFERRED TO: Rules and Public Policy Committee	Adopted	06/22/92	06/25/92	S.O. 6	295
264 SPONSORED BY: Beadling DIGEST: authorizing a multi-way stop at Mud Creek Road and Scotch Pine Lane (District 5) REFERRED TO: Transportation Committee	Adopted	06/08/92	06/16/92	G.O. 38	282

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
265 SPONSORED BY: Brents DIGEST: authorizing a multi-way stop at Blackford Street and North Street (District 16) REFERRED TO: Transportation Committee	Adopted	06/08/92	06/16/92	G.O. 39	282
266 SPONSORED BY: Black DIGEST: amending the Code by authorizing parking restrictions on a segment of Central Avenue (District 6) REFERRED TO: Transportation Committee	Adopted	06/08/92	06/16/92	G.O. 40	283
267 SPONSORED BY: Borst DIGEST: recognizing Josephine "Jo" Hauck REFERRED TO: Whole Committee	Adopted	05/26/92	06/02/92	S.R. 40	240
268 SPONSORED BY: Golc, Borst, Jones DIGEST: recognizing the White River Park State Games REFERRED TO: Whole Committee	Adopted	05/26/92	06/02/92	S.R. 41	241
269 SPONSORED BY: Brents DIGEST: recognizing Historic Ransom Place REFERRED TO: Whole Committee	Adopted	05/26/92	06/02/92	S.R. 42	242
270 SPONSORED BY: West DIGEST: appointing Rudy Hightower to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	Not Req.	C.R. 60	270
271 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2859 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 51	251
272 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12202 East 65th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 52	251

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
273 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 3366 Dandy Trail (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 53	251
274 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4370 Mann Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 54	251
275 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 539 through 547 East Market Street REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 55	251
276 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, Chatham-Arch Neighborhood (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	R.O. 56	251
277 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 84, 1990, as amended, to extend the expiration date on the Inducement Resolution for Meadows Revival, Inc. to December 31, 1992 REFERRED TO: Economic Development Committee	Adopted	06/08/92	06/16/92	S.R. 49	271
278 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 72, 1990, as amended, to extend the expiration date on the Inducement Resolution for Homeward Partners, Inc. to December 31, 1992 REFERRED TO: Economic Development Committee	Adopted	06/08/92	06/16/92	S.R. 50	272
279 SPONSORED BY: Giffin DIGEST: authorizing the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988 REFERRED TO: Economic Development Committee	Adopted	08/03/92	08/11/92	S.O. 8	340

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
280 SPONSORED BY: Giffin					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Mortgage Revenue Refinancing Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in the aggregate principal amount of \$1,650,000					
REFERRED TO: Economic Development Committee					
	Adopted	06/22/92	07/01/92	S.O. 7	298
281 SPONSORED BY: Rhodes					
DIGEST: concerning the reorganization of the Mayor's Office, Department of Administration, Information Services Agency and the City- County Administrative Board					
REFERRED TO: Administration and Finance Committee					
	No Action Taken in 1992				
282 SPONSORED BY: Borst					
DIGEST: concerning the reorganization of the Department of Metropolitan Development					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/03/92	08/11/92	G.O. 42	344
283 SPONSORED BY: Dowden					
DIGEST: approving a contract for the acquisition of professional services to provide a residential community corrections program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/22/92	07/01/92	G.R. 3	300
284 SPONSORED BY: Black					
DIGEST: amending the Code concerning the Citizens Police Complaint Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
285 SPONSORED BY: Coughenour					
DIGEST: concerning the reorganization of the Department of Public Works					
REFERRED TO: Public Works Committee					
	Adopted	08/03/92	08/11/92	G.O. 43	352
286 SPONSORED BY: Gilmer					
DIGEST: concerning the reorganization of the Department of Transportation					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 113	728
287 SPONSORED BY: Gilmer					
DIGEST: remembering the Battle of Midway					
REFERRED TO: Whole Committee					
	Adopted	06/08/92	06/16/92	S.R. 46	267

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
288 SPONSORED BY: Beadling DIGEST: recognizing the 60th anniversary of the Richard L. Roudebush Veterans Medical Center REFERRED TO: Whole Committee	Adopted	06/08/92	06/16/92	S.R. 47	268
289 SPONSORED BY: Golc, Gilmer DIGEST: recognizing the 500 Gordon Pipers, Inc. REFERRED TO: Whole Committee	Adopted	06/08/92	06/16/92	S.R. 48	269
290 SPONSORED BY: Borst DIGEST: amending the Enforcement and Remedies Ordinance of Marion County REFERRED TO: Metropolitan Development Committee	Adopted	07/20/92	07/29/92	G.O. 41	315
291 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5346 North Rural Street REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	R.O. 57	273
292 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2620 Ruth Drive REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	R.O. 58	273
293 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 2426 Paris Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	R.O. 59	273
294 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6870 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	R.O. 60	273
295 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Marion County Jail Lease and an amendment to the Marion County Juvenile Detention Center Lease REFERRED TO: Administration and Finance Committee	Adopted	07/20/92	07/29/92	S.R. 54	317

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
296 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$4,000 for the Warren Township Assessor to cover gasoline expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	07/20/92	07/29/92	F.O. 42	318
297 SPONSORED BY: O'Dell					
DIGEST: concerning the reorganization of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/21/92	10/01/92	G.O. 66	599
298 SPONSORED BY: O'Dell					
DIGEST: appropriating \$99,960 for the Department of Parks and Recreation to operate a Youth Conservation Corp program funded by a National Park Service Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	07/20/92	07/29/92	F.O. 38	311
299 SPONSORED BY: O'Dell					
DIGEST: appropriating \$8,800 for the Department of Parks to conduct youth cultural enrichment programs funded by a Clowes Foundation Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	07/20/92	07/29/92	F.O. 39	312
300 SPONSORED BY: Dowden					
DIGEST: appropriating \$297,820 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Justice Agency to provide for the continuation of various programs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/20/92	07/29/92	F.O. 40	313
301 SPONSORED BY: Smith					
DIGEST: appropriating \$15,905 for the Community Corrections Agency to move a position funded by the Community Corrections Fund to the Home Detention User Fee Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/20/92	07/29/92	F.O. 41	314
302 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating \$350,000 for the Department of Transportation, Operations Division, to increase funding for resurfacing					
REFERRED TO: Transportation Committee					
	Adopted	07/20/92	07/29/92	F.O. 43	319

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
303 SPONSORED BY: Rhodes, Jimison, McClamroch DIGEST: recognizing the Kiwanis International Convention REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	S.R. 51	290
304 SPONSORED BY: Gilmer DIGEST: recognizing Julie Anderson REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	S.R. 52	290
305 SPONSORED BY: Coughenour DIGEST: recognizing Thomas J. Quinn REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	S.R. 53	291
306 SPONSORED BY: Hinkle, Curry, Franklin, Giffin, McClamroch, Rhodes Ruhmkorff, SerVaas, Shambaugh, Smith, West DIGEST: freezing certain salaries for 1992 and limiting salary increases for 1993 REFERRED TO: Rules and Public Policy Committee	Stricken	10/26/92			731
307 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2620 Ruth Drive (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 61	293
308 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 14, 4402-4502 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 62	293
309 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 8140 Spring Mill Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 63	293
310 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 8219 East 75th Street REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 64	293

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
311 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7522, 7530 and 7534 East 30th Street REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 65	293
312 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4309 South Harding Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 66	294
313 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2232 National Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 67	294
314 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4837 South Ferguson Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	R.O. 68	294
315 SPONSORED BY: Rhodes DIGEST: transferring and appropriating \$1,168,855 for the Department of Administration, Occupational and Community Services Division, to provide summer employment for youths through utilization of federal grants via the State REFERRED TO: Administration and Finance Committee	Adopted	08/03/92	08/11/92	F.O. 44	334
316 SPONSORED BY: Curry DIGEST: transferring and appropriating \$100,000 for the Department of Administration, Legal Division, to cover unexpected litigation expenses REFERRED TO: Administration and Finance Committee	Adopted	08/03/92	08/11/92	F.O. 50	358
317 SPONSORED BY: Rhodes DIGEST: transferring and appropriating \$25,000 for the Department of Administration, Human Resources Division, to pay for computerization expenses REFERRED TO: Administration and Finance Committee	Adopted	08/03/92	08/11/92	F.O. 51	359

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
318 SPONSORED BY: Dowden DIGEST: authorizing the lease of approximately 15,000 square feet of office space for the Marion County Cooperative Extension Service REFERRED TO: Administration and Finance Committee	Adopted	08/03/92	08/11/92	S.R. 55	360
319 SPONSORED BY: Borst DIGEST: appropriating \$250,000 for the Department of Metropolitan Development, Planning Division, to cover organizational costs to improve the efficiency of the transportation system REFERRED TO: Metropolitan Development Committee	Adopted	08/24/92	08/26/92	F.O. 53	391
320 SPONSORED BY: Borst DIGEST: appropriating \$130,694 for the Department of Metropolitan Development, Planning Division, to support a Ft. Harrison planning team REFERRED TO: Metropolitan Development Committee	Adopted	08/24/92	08/26/92	F.O. 54	392
321 SPONSORED BY: O'Dell DIGEST: appropriating \$25,000 for the Department of Parks and Recreation to provide summer programs for children, funded by Lilly Endowment, United Way and the English Foundation REFERRED TO: Parks and Recreation Committee	Adopted	08/03/92	08/11/92	F.O. 45	336
322 SPONSORED BY: Moriarty DIGEST: appropriating \$500 for the Presiding Judge of the Municipal Court to assist with the GED/Adult Basic Education program, funded by Indiana National Bank REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	F.O. 46	337
323 SPONSORED BY: Franklin DIGEST: appropriating \$51,100 for the Superior Court, Juvenile Division/Detention Center, to continue the Guardian Ad Litem Program, funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	Not Req.	F.O. 47	337
324 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$25,000 for the Forensic Services Agency to purchase chemical supplies REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	F.O. 52	361

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
325 SPONSORED BY: Dowden DIGEST: appropriating \$72,587 for the Community Corrections Agency to provide additional security at the Marion County Community Corrections Center REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	F.O. 48	338
326 SPONSORED BY: Dowden DIGEST: amending the Code concerning the duties and responsibilities of the Marion County Justice Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	G.O. 44	361
327 SPONSORED BY: SerVaas, Beadling, Borst, Franklin, Short DIGEST: amending the Code concerning the Building Authority's security officers REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	G.O. 45	363
328 SPONSORED BY: Williams DIGEST: amending the Code concerning weapons REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1992				
329 SPONSORED BY: Coughenour DIGEST: appropriating \$1,254,250 for the Department of Public Works, Advanced Wastewater Treatment Division, to cover the costs of a study of the City's combined sewer overflow system REFERRED TO: Public Works Committee	Adopted	08/03/92	08/11/92	F.O. 49	339
330 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls in the Spinnaker Cove subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	G.O. 46	365
331 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Bradford Meadows subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	G.O. 47	365
332 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Crooked Creek subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	G.O. 48	366

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
333 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Dandy Trail and 34th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 49	368
334 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Moller Road and 46th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 50	369
335 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Guion Road and 62nd Street (Districts 1 and 9)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 51	369
336 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Kentucky Avenue, Olender Drive and Southwest Drive (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 52	370
337 SPONSORED BY: Hinkle					
DIGEST: amending the Code by upgrading existing intersection controls to current DOT standards at various locations (District 18)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 53	366
338 SPONSORED BY: Giffin					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Bridgeport Road and Hauelsen Road (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 54	370
339 SPONSORED BY: Schneider					
DIGEST: amending the Code by authorizing intersection controls at Brewster and Sawleaf Roads and Brewster and Staghorn Roads (District 3)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 55	371

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
340 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing intersection controls at Merrill Street and Missouri Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 56	371
341 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of German Church Road and 10th Street (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	08/24/92	08/26/92	G.O. 63	395
342 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing parking restrictions on both sides of Vermont Street between West Street and Tolado Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 57	372
343 SPONSORED BY: Brents					
DIGEST: amending the Code by deleting parking restrictions on the east side of Meridian Street from a point 74 feet south of New York Street to a point 162 feet south of New York Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 58	372
344 SPONSORED BY: Brents					
DIGEST: amending the Code by changing the length of the current loading zone for the Indianapolis Symphony Orchestra, 45 Monument Circle (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 59	373
345 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing a passenger and material loading zone at 100 East Court Street for the Summit Bank (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 60	373
346 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing an 88 foot bus stop zone on the west side of Pennsylvania Street, from a point 36 feet north of Ohio Street to a point 124 feet north of Ohio Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	G.O. 61	373

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
347 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a 35 mph speed limit on Dandy Trail between 46th Street and 56th Street (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	G.O. 62	374
348 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 520 West 46th Street REFERRED TO: Whole Committee	Defeated	07/20/92	Not Req.	R.O. 69	309
349 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 120 North 18th Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 70	309
350 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8101 Crawfordsville Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 71	310
351 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6960 East Stop 11 Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 72	310
352 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7401 Graham Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 73	310
353 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 7525 McFarland Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 74	310

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
354 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10451 East 63rd Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 75	310
355 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5650 West 85th Street REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 76	310
356 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 643 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 77	310
357 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 7835 Allisonville Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	R.O. 78	310
358 SPONSORED BY: Dowden DIGEST: lease of space for the Sheriff's Department located at 3229 North Shadeland REFERRED TO: Administration and Finance Committee	Adopted	09/08/92	09/15/92	S.R. 63	438
359 SPONSORED BY: Ruhmkorff DIGEST: transferring and appropriating \$62,300 for the Cooperative Extension Service to move agents' salaries from Personal Services to Other Services and Charges REFERRED TO: Community Affairs Committee	Adopted	09/21/92	10/01/92	F.O. 61	602
360 SPONSORED BY: Curry DIGEST: appropriating \$64,675 for the County Recorder to cover monthly payments for document imaging computer equipment REFERRED TO: Metropolitan Development Committee	Adopted	11/09/92	Not Req.	F.O. 73	758
361 SPONSORED BY: Borst DIGEST: amending the Flood Control Districts Zoning Ordinance REFERRED TO: Metropolitan Development Committee	Adopted	08/24/92	Not Req.	G.O. 64	397

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
362 SPONSORED BY: West DIGEST: appointing Charles R. Cagann to the Indianapolis Public Transportation Corporation Board REFERRED TO: Municipal Corporations Committee	Adopted	08/24/92	Not Req.	C.R. 61	382
363 SPONSORED BY: O'Dell DIGEST: appropriating \$130,000 for the Department of Parks and Recreation Administration Division, to hire a consultant to develop a strategic plan for the City's parks, funded by a Lilly Endowment grant REFERRED TO: Parks and Recreation Committee	Adopted	08/24/92	08/26/92	F.O. 55	393
364 SPONSORED BY: West DIGEST: appointing William S. Gardiner to the Citizens Police Complaint Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/12/92	Not Req	C.R. 67	636
365 SPONSORED BY: Coughenour DIGEST: approving the sale of certain real estate of the Department of Public Works REFERRED TO: Public Works Committee	Adopted	08/24/92	08/26/92	S.R. 59	417
366 SPONSORED BY: Coughenour DIGEST: approving a Board of Public Works resolution regarding the write- off of certain sewer service accounts of \$25 or less REFERRED TO: Public Works Committee	Adopted	08/24/92	08/26/92	G.R. 4	417
367 SPONSORED BY: Curry DIGEST: electing to fund MECA in 1993 with COIT revenues REFERRED TO: Rules and Public Policy Committee	Adopted	08/24/92	08/26/92	S.O. 10	394
368 SPONSORED BY: Howard DIGEST: amending the Code by authorizing intersection controls in the Saddlebrook subdivision (District 9) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 69	612
369 SPONSORED BY: Smith DIGEST: amending the Code by authorizing intersection controls within the Wanamaker Village subdivision (District 23) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 70	613

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
370 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing intersection controls and parking restrictions in the Castleton area (District 4) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 71	614
371 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing intersection controls at various locations (District 12) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 72	615
372 SPONSORED BY: Golc DIGEST: amending the Code by authorizing intersection controls at Bradbury Street and Bradbury connector road (4250 west) and Airport Expressway and Bradbury connector road (4250 west) (District 17) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 73	616
373 SPONSORED BY: Boyd DIGEST: amending the Code by authorizing intersection controls at Rural Street and 35th Street (District 11) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 74	617
374 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a 35 mph speed limit on Payne Road between 79th Street and 86th Street (Districts 1 and 2) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 78	620
375 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing a weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue; and authorizing the deletion of a weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 79	620
376 SPONSORED BY: Golc DIGEST: amending the Code by authorizing a weight limit restriction on Bradbury Street from Bradbury connector road (4250 west) to Holt Road (District 17) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 80	621

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
377 SPONSORED BY: Schneider					
DIGEST: amending the Code by authorizing an 11,000 pounds weight limit restriction on Delaware Street between 91st Street and 96th Street (District 3)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 81	621
378 SPONSORED BY: Jones					
DIGEST: amending the Code by authorizing a weight limit restriction on Chester Avenue, Denny Street and Forest Manor Avenue between 26th Street to 30th Street (District 10)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 82	622
379 SPONSORED BY: Boyd					
DIGEST: amending the Code by authorizing an 11,000 weight limit restriction on Oxford Street between 34th Street and 38th Street, and Rural Street between 34th Street and 38th Street (District 11)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 83	622
380 SPONSORED BY: Moriarty					
DIGEST: amending the Code by authorizing parking restrictions on the west side of Ritter Avenue from 13th Street to 137 feet south of 13th Street (District 15)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 84	622
381 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by changing the parking restrictions on a segment of Layman Avenue (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 85	623
382 SPONSORED BY: West					
DIGEST: reappointing Robert S. Daly, M.D. to the Air Pollution Control Board					
REFERRED TO: Public Works Committee					
	Adopted	09/08/92	Not Req.	C.R. 62	423
383 SPONSORED BY: West					
DIGEST: appointing David W. Hoppock to the Air Pollution Control Board					
REFERRED TO: Public Works Committee					
	Adopted	09/08/92	Not Req.	C.R. 63	424

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
384 SPONSORED BY: Dowden					
DIGEST: the annual budget for the Police Special Service District for 1993					
REFERRED TO: Public Safety and Criminal Justice Committee				P.S.S.D.	
	Adopted	09/21/92	10/01/92	F.O. 1	454
385 SPONSORED BY: Dowden					
DIGEST: the annual budget for the Fire Special Service District for 1993					
REFERRED TO: Public Safety and Criminal Justice Committee				F.S.S.D.	
	Adopted	09/21/92	10/01/92	F.O. 1	459
386 SPONSORED BY: Coughenour					
DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1993					
REFERRED TO: Public Works Committee				S.W.C.S.S.D.	
	Adopted	09/21/92	10/01/92	F.O. 1	464
387 SPONSORED BY: Ruhmkorff					
DIGEST: the annual budget for the Marion County Department of Public Welfare for 1993					
REFERRED TO: Community Affairs Committee					
	Adopted	09/21/92	10/01/92	F.O. 58	584
388 SPONSORED BY: West					
DIGEST: the annual budget for Indianapolis and Marion County for 1993					
REFERRED TO: Various Committee					
	Adopted	09/21/92	10/01/92	F.O. 57	490
389 SPONSORED BY: Giffin					
DIGEST: approving an Inducement Resolution for National Benevolent Association, Robin Run Village Phase III, in an amount not to exceed \$2,200,000 for an addition to the existing facilities located at 5354 West 62nd Street					
REFERRED TO: Economic Development Committee					
	Adopted	08/24/92	08/26/92	S.R. 58	386
390 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of previously executed bond documents relating to the previously issued \$1,400,000 City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project) Series 1984					
REFERRED TO: Economic Development Committee					
	Adopted	08/24/92	08/26/92	S.O. 9	388

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
391 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing the Auditor to contract for assistance in collecting money owed to the County					
REFERRED TO: Administration and Finance Committee					
	Adopted	09/08/92	09/15/92	G.O. 65	439
392 SPONSORED BY: West					
DIGEST: authorizing the preparation of an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for the Department of Public Welfare					
REFERRED TO: Community Affairs Committee					
	Stricken	09/21/92			593
393 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	G.R. 5	468
394 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	G.R. 9	484
395 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	G.R. 6	471
396 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	G.R. 7	476
397 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	G.R. 8	479

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
398 SPONSORED BY: O'Dell					
DIGEST: appropriating \$21,750 for the Department of Parks and Recreation, Administration Division, to cover the costs of a Midnight Basketball Program					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/21/92	10/01/92	F.O. 60	598
399 SPONSORED BY: West					
DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/21/92	10/01/92	F.O. 59	594
400 SPONSORED BY: Dowden					
DIGEST: appropriating \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/09/92	11/16/92	F.O. 74	759
401 SPONSORED BY: Franklin, Golc, Moriarty					
DIGEST: recodifying and amending the Code concerning court services and jury expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/21/92	10/01/92	G.O. 67	607
402 SPONSORED BY: Dowden					
DIGEST: approving the sale of certain real estate of the Department of Public Safety					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	S.R. 95	838
403 SPONSORED BY: Coughenour					
DIGEST: appropriating \$17,900 for the Department of Public Works, Air Pollution Control Division, to cover the replacement costs of one ozone monitor and one carbon monoxide monitor funded by a state grant					
REFERRED TO: Public Works Committee					
	Adopted	09/08/92	09/15/92	F.O. 56	437
404 SPONSORED BY: Gilmer					
DIGEST: amending the Code concerning the allocation and use of parking meter revenues					
REFERRED TO: Transportation Committee					
	Stricken	11/09/92			770

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
405 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls on Sunset at Eagle Creek subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 75	617
406 SPONSORED BY: Boyd DIGEST: amending the Code by authorizing intersection controls at various street intersections within the Crystal Glen Apartment complex (District 11) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 76	618
407 SPONSORED BY: Dowden, Beadling DIGEST: amending the Code by authorizing a traffic signal at the intersection of Fall Creek Road/79th Street/82nd Street (Districts 4 and 5) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 86	623
408 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Acton Road and Maze Road (District 23) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 87	624
409 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a traffic signal at the Fire station at 6231 South Arlington Avenue (District 23) REFERRED TO: Transportation Committee	Stricken	11/09/92			770
410 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing a traffic signal at the intersection of Franklin Road and 50th Street (District 5) REFERRED TO: Transportation Committee	Stricken	10/26/92			731
411 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls at Indian Lake Road and 79th Street (District 5) REFERRED TO: Transportation Committee	Stricken	11/09/92			770

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
412 SPONSORED BY: Moriarty DIGEST: amending the Code by authorizing intersection controls at Bancroft Street and 9th Street (District 15) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 88	624
413 SPONSORED BY: Williams DIGEST: amending the Code by authorizing intersection controls at Highland Avenue and Polk Street (District 22) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 89	625
414 SPONSORED BY: Gilmer DIGEST: amending the Code by deleting intersection controls within the Lincolnwood Subdivision, Sections 2 and 3 (District 1) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 77	619
415 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a 40 mph speed limit on Emerson Avenue between County Line Road and Raymond Street (Districts 23, 24) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 90	625
416 SPONSORED BY: Mullin DIGEST: amending the Code by authorizing parking restrictions on Shelby Street from Southern Avenue to 150 feet north of Southern Avenue (District 20) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 91	626
417 SPONSORED BY: Short DIGEST: amending the Code by authorizing weight restrictions on St. Peter Street (District 21) REFERRED TO: Transportation Committee	Adopted	09/21/92	10/01/92	G.O. 92	626
418 SPONSORED BY: Rhodes DIGEST: concerning Dr. John M. Vaughan REFERRED TO: Whole Committee	Adopted	08/24/92	08/26/92	S.R. 56	381
419 SPONSORED BY: Jimison DIGEST: recognizing the 20th Indianapolis-Scarborough Peace Games REFERRED TO: Whole Committee	Adopted	08/24/92	08/26/92	S.R. 57	382

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
420 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5333 West 56th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 79	389
421 SPONSORED BY: Borst DIGEST: amending the Comprehensive Zoning Maps of Marion County, Indiana REFERRED TO: Metropolitan Development Committee	Adopted	09/21/92	Not Req.	G.O. 68	609
422 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 7409 Trotter Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 80	390
423 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9905 East 63rd Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 81	390
424 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 5815 Gray Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 82	390
425 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 6450 Gray Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 83	390
426 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1030 East 75th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 84	390
427 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7150 Acton Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 85	390

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
428 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11209 and 11223 East Washington Street REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 86	390
429 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10320 East 59th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 87	390
430 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10210 East 59th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 88	390
431 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1019 East Hanna Avenue (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 89	390
432 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8820 South Emerson Avenue (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 90	391
433 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8401 North Michigan Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	R.O. 91	391
434 SPONSORED BY: Giffin DIGEST: authorizing the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$6,805,000 REFERRED TO: Economic Development Committee	Adopted	09/08/92	09/15/92	S.O. 11	427

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
435 SPONSORED BY: Giffin					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992 in an aggregate principal amount not to exceed \$28,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	09/08/92	09/15/92	S.O. 12	430
436 SPONSORED BY: McClamroch					
DIGEST: approving a lease of 30,000 sq. feet of warehouse and workshop space for voting machines					
REFERRED TO: Administration and Finance Committee					
	Adopted	09/21/92	10/01/92	S.R. 66	611
437 SPONSORED BY: Ruhmkorff					
DIGEST: approving a schedule of rates for Marion County Healthcare Center					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	G.R. 11	815
438 SPONSORED BY: Dowden					
DIGEST: reappropriating \$411,343 in the County Grants Fund for the County Sheriff and repealing Fiscal Ordinance Nos. 3 and 18, 1992					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	Not Req.	F.O. 63	643
439 SPONSORED BY: Dowden					
DIGEST: authorizing the County Auditor to transfer its portion of 1991 State grant funds from the Guardian Ad Litem Fund to the County General Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	10/20/92	F.O. 67	656
440 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing intersection controls at Winthrop Avenue and 29th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	G.O. 93	626
441 SPONSORED BY: Dowden					
DIGEST: commending Matt Goodin					
REFERRED TO: Whole Committee					
	Adopted	09/08/92	09/15/92	S.R. 60	421
442 SPONSORED BY: Giffin					
DIGEST: concerning Wendell Trogon					
REFERRED TO: Whole Committee					
	Adopted	09/08/92	09/15/92	S.R. 61	422

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
443 SPONSORED BY: Boyd DIGEST: concerning acquisition efforts for the vacant downtown L. S. Ayres building REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	C.R. 64	424
444 SPONSORED BY: Rhodes DIGEST: regarding Letter of Intent filed by MaxTel for issuance of a request for proposals for a cable television franchise REFERRED TO: Administration and Finance Committee	Adopted	09/08/92	Not Req.	C.R. 65	425
445 SPONSORED BY: Rhodes DIGEST: amending the Code to establish fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Project REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	10/20/92	G.O. 94	657
446 SPONSORED BY: West DIGEST: reappointing Robert Stewart to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	C.R. 68	637
447 SPONSORED BY: West DIGEST: appointing Stanley Strader to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	C.R. 69	639
448 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: recognizing new U.S. citizen Renaud Tabard REFERRED TO: Whole Committee	Adopted	09/08/92	09/15/92	S.R. 62	423
449 SPONSORED BY: West DIGEST: appointing Irene Heffley to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	No Action Taken in 1992				
450 SPONSORED BY: West DIGEST: appointing Andrew Shiel to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	C.R. 70	737

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
451 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8415 West 96th Street (approximate address) REFERRED TO: Whole Committee	Rejected	09/21/92			432
452 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4903 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 92	433
453 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10201 East 63rd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 93	433
454 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4935 North High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 94	433
455 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1555 North Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 95	433
456 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1431 South Hunter Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 96	433
457 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 7902 Mooresville Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 97	433

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
458 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 3407 West 71st Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	R.O. 98	433
459 SPONSORED BY: Rhodes DIGEST: amending the Code and the Revised Code concerning violations of certain ordinances which can be paid through the ordinance violations bureau REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	10/20/92	G.O. 95	659
460 SPONSORED BY: West DIGEST: reappointing Curtis G. Myers to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	C.R. 71	638
461 SPONSORED BY: Franklin DIGEST: transferring and appropriating \$53,474 for the Superior Court, Juvenile Division/Detention Center, to technically amend its budget by transferring \$51,000 between characters and adding a \$2,474 appropriation from the state REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/12/92	Not Req.	F.O. 64	644
462 SPONSORED BY: Borst DIGEST: appropriating \$21,300 for the Superior Court, Criminal Division, Probation Department, to purchase supplies and a printer and pay miscellaneous expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/12/92	Not Req.	F.O. 65	645
463 SPONSORED BY: Dowden DIGEST: appropriating \$97,212 for Community Corrections to initiate an Intensive Probation Services Program for juveniles funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/12/92	10/20/92	F.O. 66	645
464 SPONSORED BY: West DIGEST: transferring and appropriating \$200,000 for the Clerk of the Circuit Court to cover jury expenses in Court Services REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/21/92	10/01/92	F.O. 62	609

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
465 SPONSORED BY: Coughenour					
DIGEST: authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage					
REFERRED TO: Public Works Committee					
	Adopted	10/12/92	10/20/92	S.R. 70	666
466 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in the Glen of Eagle Creek subdivision (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 96	667
467 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in the subdivision Garden of Eagle Creek (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 97	668
468 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing intersection controls for Light House at Geist subdivision (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 98	668
469 SPONSORED BY: Dowden, Beadling					
DIGEST: amending the Code by authorizing traffic signals at Fall Creek Road and Hague Road (Districts 4 and 5)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 99	669
470 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing intersection controls at 72nd Street and Rural Street, 72nd Street and Tacoma Avenue, and 72nd Street and Temple Avenue (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 100	670
471 SPONSORED BY: Jimison					
DIGEST: amending the Code by authorizing a multi-way stop at Graham Avenue and 40th Street (District 14)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 101	670

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
472 SPONSORED BY: Howard					
DIGEST: amending the Code by authorizing intersection controls at Melbourne Road and 58th Street (District 9)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 102	670
473 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls at Franklin Road and Southeastern Avenue (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 103	671
474 SPONSORED BY: Mullin, Short					
DIGEST: amending the Code by changing an intersection control at Kelly Street and Shelby Street (Districts 20, 21)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	Vetoed	G.O. 114	731
475 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing one-way traffic on St. Clair Street from Centennial Street to Concord Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 104	671
476 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing parking meters for the west side of Delaware Street from Ohio Street to the INB Tower entrance (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 105	672
477 SPONSORED BY: Williams					
DIGEST: amending the Code by deleting parking restrictions on State Avenue from Washington Street to New York Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 106	672
478 SPONSORED BY: Williams					
DIGEST: amending the Code by deleting intersection controls at Delaware and 32nd Street and authorizing parking restrictions on a segment of 32nd Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 107	673

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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479 SPONSORED BY: Giffin					
DIGEST: amending the Code by authorizing a 40 mph speed limit on Mills Road from Mann Road to High School Road (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 108	673

480 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing weight limit restrictions on Market Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 109	674

481 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing weight limit restrictions on Commerce Avenue from Massachusetts Avenue to 12th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 110	674

482 SPONSORED BY: Jimison					
DIGEST: amending the Code by authorizing weight restrictions on 40th Street from Arlington Avenue to Emerson Avenue (District 14)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	G.O. 111	674

483 SPONSORED BY: Short, Jimison, SerVaas, Curry					
DIGEST: remembering Judge Antoinette "Toni" Cordingley					
REFERRED TO: Whole Committee					
	Adopted	09/21/92	10/01/92	S.R. 64	444

484 SPONSORED BY: Rhodes					
DIGEST: supporting the allocation of at least 25% of lottery revenues to local government					
REFERRED TO: Whole Committee					
	Adopted	09/21/92	10/01/92	C.R. 66	445

485 SPONSORED BY: West					
DIGEST: determining not to allow the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to fund welfare services for the remainder of 1992					
REFERRED TO: Community Affairs Committee					
	Adopted	10/12/92	10/20/92	S.O. 13	647

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
486 SPONSORED BY: West					
DIGEST: determining to allow the Welfare Director of Marion County to borrow \$10,400,000 from another county fund to fund welfare services for the remainder of 1992, to order transfer of those funds to the welfare fund and appropriate the money for payment of costs incurred in providing welfare services for the remainder of 1992					
REFERRED TO: Community Affairs Committee					
	Stricken	10/12/92			656
487 SPONSORED BY: West					
DIGEST: granting the request of the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to pay the cost of providing welfare services for the remainder of 1992, and authorizing and ordering the Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds					
REFERRED TO: Community Affairs Committee					
	Stricken	10/12/92			656
488 SPONSORED BY: West					
DIGEST: authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissions, to borrow \$10,400,000 from a financial institution on behalf of the County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing					
REFERRED TO: Community Affairs Committee					
	Adopted	10/12/92	10/20/92	S.O. 14	648
489 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11002-50 East Washington Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	09/21/92	Not Req.	R.O. 99	451
490 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 5325 East 30th Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	09/21/92	Not Req.	R.O. 100	451
491 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11611 East 75th Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	09/21/92	Not Req.	R.O. 101	451

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
492 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8415 Trotter Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 102	451
493 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7251 West Morris Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 103	451
494 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 603 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 104	451
495 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 753 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 105	451
496 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6508-6510 South Five Points Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 106	451
497 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2641 North Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 107	452
498 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 695 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	R.O. 108	452

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
499 SPONSORED BY: Rhodes					
DIGEST: authorizing certain employees of Marion County to join the Public Employees Retirement Fund (P.E.R.F.)					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/26/92	11/02/92	S.R. 86	732
500 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$130,000 for the Marion County Healthcare Center to pay for needed items					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	F.O. 86	815
501 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of Special Resolution No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to April 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	S.R. 83	688
502 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of Special Resolution No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division to April 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	S.R. 84	688
503 SPONSORED BY: Giffin, Smith					
DIGEST: rendering advice to the Hospital Authority of Marion County concerning the proposed issuance of \$20,500,000 hospital facilities revenue bonds for Sisters of St. Francis Health Services, Inc.					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	S.R. 85	689
504 SPONSORED BY: West					
DIGEST: amending the Code to change the amount of the Enhanced 9-1-1 telephone system fee					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	G.O. 153	812
505 SPONSORED BY: Moriarty					
DIGEST: transferring and appropriating \$1,000 for the Superior Court, Civil Division, Room Three, to purchase a recorder					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/26/92	11/02/92	F.O. 70	733

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
506 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$2,650 for the Superior Court, Title IV-D Court, to purchase additional chairs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/26/92	11/02/92	F.O. 71	734
507 SPONSORED BY: Coughenour DIGEST: transferring and appropriating \$2,000 for the Superior Court, Juvenile Division/Detention Center, for the IVY Tech program funded by a Ford Motor Company grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/26/92	11/02/92	F.O. 72	735
508 SPONSORED BY: West DIGEST: transferring and appropriating \$92,500 for the County Clerk to pay jury expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/26/92	11/02/92	F.O. 68	724
509 SPONSORED BY: Dowden DIGEST: appropriating \$445,140 for the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and the County Auditor to continue the shared funding for the Metro Drug Task Force REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/26/92	11/02/92	F.O. 69	724
510 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Huntington Estates subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 115	736
511 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls in the Country Club Pines subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 116	736
512 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing intersection controls in the Creekside Woods subdivision (District 13) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 117	737

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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513 SPONSORED BY: Beadling, Boyd, Dowden DIGEST: amending the Code by authorizing intersection controls at Fall Creek Road, Fall Creek Road North and Shaftner Road (Districts 4, 5, 11) REFERRED TO: Transportation Committee					
	No Action Taken in 1992				
514 SPONSORED BY: Curry, Rhodes DIGEST: amending the Code by authorizing intersection controls at Broadway Street and 57th Street (District 7) REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 118	741
515 SPONSORED BY: Williams DIGEST: amending the Code by authorizing intersection controls at Park Avenue (WB) and 9th Street (District 22) REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 119	738
516 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls at various locations (Districts 2, 8, 14, 21 and 22) REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 120	736
517 SPONSORED BY: Gole DIGEST: amending the Code by changing the intersection controls at Livingston Avenue and 16th Street (Districts 16, 17) REFERRED TO: Transportation Committee					
	Adopted	11/23/92	12/03/92	G.O. 154	816
518 SPONSORED BY: Williams DIGEST: amending the Code by changing the intersection controls at Pennsylvania Street and 14th Street (District 22) REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 121	741
519 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a multi-way stop at DePauw Boulevard and Purdue Road (District 1) REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	G.O. 122	739

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
520 SPONSORED BY: Williams DIGEST: amending the Code by changing the intersection controls at Capitol Avenue and 14th Street (District 22) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 123	742
521 SPONSORED BY: Golc DIGEST: amending the Code by changing the intersection controls at Belmont Avenue and Miller Street (District 17) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 130	771
522 SPONSORED BY: Short DIGEST: amending the Code by deleting intersection controls for vacated streets in the vicinity of Eli Lilly and Company (Districts 16, 21, 25) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 124	739
523 SPONSORED BY: Golc DIGEST: amending the Code by deleting intersection controls at various locations in the City (Districts 16, 17) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 131	772
524 SPONSORED BY: Brents DIGEST: amending the Code by deleting intersection controls on vacated streets in the vicinity of Mile Square (District 16) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 125	740
525 SPONSORED BY: Brents DIGEST: amending the Code by authorizing parking restrictions for Capitol Avenue between Washington Street and Louisiana, and authorizing parking meters on Capitol Avenue (District 16) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 126	743
526 SPONSORED BY: Brents DIGEST: amending the Code by authorizing one-way traffic on Merrill Street from Delaware Street to Pennsylvania Street (District 16) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 127	744

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
527 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing a 40 mph speed limit on Davis Road between Brookville Road and Vandergriff Road (District 13) REFERRED TO: Transportation Committee	Adopted	10/26/92	11/02/92	G.O. 128	744
528 SPONSORED BY: Gilmer, Hinkle, Dowden DIGEST: remembering Coach Tony Hinkle REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	S.R. 65	633
529 SPONSORED BY: Short DIGEST: noting the 500th anniversary of Christopher Columbus' voyage to the new world REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	S.R. 67	634
530 SPONSORED BY: Rhodes DIGEST: recodifying and amending the Code concerning vehicle taxes REFERRED TO: Rules and Public Policy Committee	Adopted	10/26/92	11/02/92	G.O. 112	691
531 SPONSORED BY: Borst DIGEST: approving the Preliminary Board Resolution and the issuance of the bonds of the Redevelopment District REFERRED TO: Rules and Public Policy Committee	Adopted	10/26/92	11/02/92	G.R. 10	722
532 SPONSORED BY: Gilmer DIGEST: authorizing the issuance and sale of bonds of the City for the reconstruction and repair of streets, roads, curbs and sidewalks and appropriating the sum of \$55,000,000 for such purposes REFERRED TO: Rules and Public Policy Committee	Adopted	10/26/92	11/02/92	S.O. 15	692
533 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8415 Trotter Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	R.O. 109	641
534 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7301 New Augusta Road (approximate address) REFERRED TO: Whole Committee	Defeated	10/12/92	Not Req.	R.O. 110	642

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
535 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8101 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	R.O. 111	642
536 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 18, 1736 West 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	R.O. 112	642
537 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 3608 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	R.O. 113	642
538 SPONSORED BY: Coughenour, SerVaas, West, Boyd DIGEST: recognizing Mayor Hudnut for winning the Most Valuable Public Officials award REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	S.R. 69	633
539 SPONSORED BY: Boyd DIGEST: commemorating the 125th anniversary of Olivet Baptist Church REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	S.R. 68	635
540 SPONSORED BY: Rhodes DIGEST: amending the Revised Code establishing a vendor registration fee REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	11/16/92	G.O. 132	767
541 SPONSORED BY: Rhodes DIGEST: establishing petty cash and cash change funds REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	11/16/92	S.R. 87	768
542 SPONSORED BY: West DIGEST: appointing William Simons to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	Not Req.	C.R. 72	753

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
543 SPONSORED BY: O'Dell					
DIGEST: transferring and appropriating \$100,000 for the Department of Parks, Parks Management Division, to cover overtime costs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	11/23/92	12/03/92	F.O. 87	817
544 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$500,000 for the Department of Public Safety, Fire Division, to pay salaries for nine ambulance dispatchers and medical bills for in-line-of-duty injuries					
REFERRED TO: Public Safety and Criminal Justice Committee				F.S.S.D.	
	Adopted	11/09/92	11/16/92	F.O. 2	784
545 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$17,328 for the County Sheriff to pay the salaries of two additional dispatchers					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/09/92	Not Req.	F.O. 77	770
546 SPONSORED BY: Dowden					
DIGEST: appropriating \$142,665 of Home Detention User Fees for Community Corrections to cover personnel, equipment and supply costs during the 1992-93 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/09/92	11/16/92	F.O. 75	760
547 SPONSORED BY: Coughenour					
DIGEST: amending the Code by extending the current sewer service and user rates					
REFERRED TO: Public Works Committee					
	Adopted	11/09/92	11/16/92	G.O. 129	761
548 SPONSORED BY: Coughenour					
DIGEST: amending the Code by authorizing intersection controls in the Moss Creek subdivision (District 24)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 133	772
549 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls in the Franklin Hills Estate subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 134	773

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
550 SPONSORED BY: O'Dell					
DIGEST: amending the Code by authorizing intersection controls in the Southern Lakes subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 135	774
551 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing intersection controls in the Moorings subdivision (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 136	774
552 SPONSORED BY: Short					
DIGEST: amending the Code by authorizing a multi-way stop at Villa Avenue and Walker Avenue (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 137	774
553 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at Moller Road and 86th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 138	775
554 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at Eagle Creek Parkway and 34th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 139	775
555 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a multi-way stop at Olney Street and Tuxedo Lane (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 140	776
556 SPONSORED BY: Moriarty					
DIGEST: amending the Code by authorizing a multi-way stop at Nowland Avenue and Wallace Avenue (District 15)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 141	776

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
557 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing intersection controls at 65th Street and Johnson Road (District 4) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 142	777
558 SPONSORED BY: Borst DIGEST: amending the Code by authorizing intersection controls at Keystone Avenue and National Avenue (District 24) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 143	778
559 SPONSORED BY: Brents DIGEST: amending the Code by authorizing intersection controls at East Riverside Drive and 29th Street (District 16) REFERRED TO: Transportation Committee	Stricken	12/14/92			861
560 SPONSORED BY: Brents DIGEST: amending the Code by deleting parking restrictions on a segment of Vermont Street (District 16) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 144	778
561 SPONSORED BY: Williams, Moriarty DIGEST: amending the Code by changing intersection controls at Sterling Street and 10th Street (Districts 15, 22) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 145	778
562 SPONSORED BY: Williams DIGEST: amending the Code by changing intersection controls at Illinois Street and 14th Street (District 22) REFERRED TO: Transportation Committee	Adopted	11/09/92	11/16/92	G.O. 146	779
563 SPONSORED BY: Williams DIGEST: amending the Code by changing intersection controls at Pennsylvania Street and 14th Street (District 22) REFERRED TO: Transportation Committee	Stricken	11/09/92			770

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
564 SPONSORED BY: Brents, Howard					
DIGEST: amending the Code by authorizing parking restrictions for Dr. Martin Luther King, Jr. Street from 10th Street to 29th Street (Districts 9, 16)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 147	779
565 SPONSORED BY: Black					
DIGEST: amending the Code by authorizing (1) intersection controls at Hampton Drive and Sunset Avenue and (2) parking restrictions for Sunset Avenue on both sides from Hampton Drive to Buckingham Drive (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 148	781
566 SPONSORED BY: Black					
DIGEST: amending the Code by authorizing parking restrictions for segments of College Avenue and Fairfield Avenue (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 149	781
567 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing speed limits for Sunnyside Road from 63rd Street to 75th Street (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 150	782
568 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a speed limit on Raymond Street from Shelby Street to Meridian Street (Districts 20, 21, 25)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 151	782
569 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing bus stop zones for Michigan Street and Meridian Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	G.O. 152	783
570 SPONSORED BY: Beadling					
DIGEST: amending the Code concerning the sale of city or county property to an Indiana not-for-profit corporation					
REFERRED TO: Administration and Finance Committee					
	No Action Taken in 1992				

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
571 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering former deputy mayor Michael A. Carroll REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 71	680
572 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering civic leader Frank E. McKinney Jr. REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 72	681
573 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering community leader Robert V. Welch REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 73	681
574 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering the life of civic leader John R. Weliever REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 74	682
575 SPONSORED BY: Beadling, Ruhmkorff DIGEST: recognizing Hook's Drugs Samaritan Van REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 75	683
576 SPONSORED BY: O'Dell DIGEST: transferring and appropriating \$70,000 for the Department of Parks and Recreation, Golf Division, to cover utility and other services costs REFERRED TO: Parks and Recreation Committee	Adopted	11/23/92	12/03/92	F.O. 88	818
577 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 621-627 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	R.O. 114	690
578 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3301 and 3302 South Villa Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	R.O. 115	690

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
579 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2940 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	R.O. 116	690
580 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 211 South Ritter Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	R.O. 117	690
581 SPONSORED BY: Coughenour DIGEST: concerning William P. Bennett, Jr. REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	S.R. 76	683
582 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 39, 1992 to extend the expiration date on the Inducement Resolution for Herff Jones, Inc. to May 31, 1993 REFERRED TO: Economic Development Committee	Adopted	11/09/92	11/16/92	S.R. 83	755
583 SPONSORED BY: Ruhmkorff DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$5,000,000 REFERRED TO: Economic Development Committee	Adopted	11/09/92	11/16/92	S.O. 16	756
584 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the City of Indianapolis during the period from January 1, 1993 through December 31, 1993 REFERRED TO: Administration and Finance Committee	Adopted	11/23/92	12/03/92	F.O. 78	800
585 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1993 through December 31, 1993 REFERRED TO: Administration and Finance Committee	Adopted	11/23/92	12/03/92	F.O. 79	804

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
586 SPONSORED BY: West DIGEST: appointing James O. Dillard to the Speedway Library Board REFERRED TO: Municipal Corporations Committee	Adopted	11/23/92	Not Req.	C.R. 73	791
587 SPONSORED BY: Dowden DIGEST: appropriating \$50,000 for the Prosecuting Attorney to pay for additional computer equipment and consulting services associated with the computer system linkup between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 80	808
588 SPONSORED BY: Dowden DIGEST: appropriating \$46,500 for the Prosecuting Attorney to assist in operating the Multi-Agency Drug Interdiction Task Force funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 81	809
589 SPONSORED BY: Dowden DIGEST: appropriating \$66,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 82	810
590 SPONSORED BY: Dowden DIGEST: appropriating \$128,134 for the Prosecuting Attorney to continue the Victim Advocate Project funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 83	810
591 SPONSORED BY: Dowden DIGEST: appropriating \$47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 84	811
592 SPONSORED BY: Dowden DIGEST: appropriating \$23,283 for the County Sheriff to continue to pay the salary of one employee who is assisting with the Child Abuse Awareness Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/23/92	12/03/92	F.O. 85	811

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Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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593 SPONSORED BY: Dowden				
DIGEST: transferring and appropriating \$55,000 for the Superior Court, Juvenile Division/Detention Center, to cover a projected deficit in salaries				
REFERRED TO: Public Safety and Criminal Justice Committee				
Adopted	11/23/92	Not Req.	F.O. 89	819

594 SPONSORED BY: Coughenour				
DIGEST: amending the Code concerning the billing and collection of charges and fees for the use of the sewer system				
REFERRED TO: Public Works Committee				
Adopted	12/14/92	12/17/92	G.O. 157	838

595 SPONSORED BY: Dowden				
DIGEST: authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to pay for projects for the general public safety and welfare within the City				
REFERRED TO: Rules and Public Policy Committee				
Stricken	11/23/92			813

596 SPONSORED BY: Rhodes				
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Oxford Street and 58th Street (District 7)				
REFERRED TO: Transportation Committee				
Adopted	11/23/92	12/03/92	G.O. 155	820

597 SPONSORED BY: Boyd				
DIGEST: recognizing the City-County Council service of Glenn L. Howard				
REFERRED TO: Whole Committee				
Adopted	11/09/92	11/16/92	S.R. 81	751

598 SPONSORED BY: Williams				
DIGEST: recognizing Community Organizations Legal Assistance Project, Inc.				
REFERRED TO: Whole Committee				
Adopted	11/09/92	11/16/92	S.R. 82	752

599 SPONSORED BY: Giffin, Jones				
DIGEST: concerning the White River Greenway				
REFERRED TO: Transportation Committee				
Adopted	11/23/92	12/03/92	S.R. 89	790

600 SPONSORED BY: Borst				
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12219 East 79th Street (approximate address)				
REFERRED TO: Whole Committee				
Adopted	11/09/92	Not Req.	R.O. 118	757

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
601 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6202 East Edgewood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	R.O. 119	757
602 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 9020 Crawfordville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	R.O. 120	757
603 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3716 North Sherman Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	R.O. 121	758
604 SPONSORED BY: Hinkle DIGEST: authorize the leasing of space to provide offices for the Wayne Township Assessor REFERRED TO: Administration and Finance Committee	Adopted	11/23/92	12/11/92	S.R. 90	795
605 SPONSORED BY: McClamroch DIGEST: determining a need to lease office space at 5257 North Tacoma Avenue for the Washington Township Assessor REFERRED TO: Administration and Finance Committee	Adopted	12/14/92	12/17/92	S.R. 96	844
606 SPONSORED BY: Rhodes DIGEST: transferring and appropriating \$10,332 for Voters Registration to cover current year postage expenditures REFERRED TO: Administration and Finance Committee	Adopted	12/14/92	12/17/92	F.O. 90	848
607 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: approving the sale of the Certificate of Need to The Health and Hospital Corporation (H&H) and approving the execution of a Purchase Agreement between the Board of Commissioners and H&H REFERRED TO: Community Affairs Committee	Adopted	12/14/92	12/17/92	G.R. 12	847

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
608 SPONSORED BY: Borst					
DIGEST: transferring and appropriating \$625,000 for the Department of Metropolitan Development, Development Services Division, to purchase a new computer system					
REFERRED TO: Metropolitan Development Committee					
No Action Taken in 1992					
609 SPONSORED BY: Borst					
DIGEST: transferring and appropriating \$591,971 for the Department of Metropolitan Development, Public Housing Division, to renovate additional housing units and to develop programs to enhance self- sufficiency skills for residents					
REFERRED TO: Metropolitan Development Committee					
	Adopted	12/14/92	12/17/92	F.O. 91	849
610 SPONSORED BY: Dowden					
DIGEST: amending and recodifying certain benefits provided for sworn members of the Indianapolis Police Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	G.O. 158	850
611 SPONSORED BY: Dowden					
DIGEST: amending the Code by revising certain benefits provided for sworn members of the Indianapolis Fire Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	G.O. 159	853
612 SPONSORED BY: Dowden					
DIGEST: amending the Code by revising certain benefits provided for sworn members of the Marion County Sheriff's Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	G.O. 160	856
613 SPONSORED BY: Dowden					
DIGEST: reallocating \$375,000 from the E911 Fund to the County General Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	F.O. 92	860
614 SPONSORED BY: Dowden					
DIGEST: reallocating \$134,000 from the County General Fund to the Supplemental Public Defender Fees Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	F.O. 93	861

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
615 SPONSORED BY: Franklin					
DIGEST: amending the Code by repealing the section concerning supplemental juror fees					
REFERRED TO: Public Safety and Criminal Justice Committee					
No Action Taken in 1992					
616 SPONSORED BY: Coughenour					
DIGEST: amending the Code concerning air pollution permit fees and the creation of a special, non-reverting fund					
REFERRED TO: Public Works Committee					
	Adopted	12/14/92	12/17/92	G.O. 156	832
617 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$150,000 for the Department of Public Works to cover costs associated with the summer storms and the fall leaf program					
REFERRED TO: Public Works Committee				S.W.C.S.S.D.	
	Adopted	12/14/92	12/17/92	F.O. 2	872
618 SPONSORED BY: Gilmer					
DIGEST: amending the Revised Code to add a Parking Management Division to the Department of Transportation					
REFERRED TO: Rules and Public Policy Committee					
No Action Taken in 1992					
619 SPONSORED BY: Gilmer					
DIGEST: amending the Revised Code by moving the Ordinance Violations Bureau from the Controller's Office to within the Parking Management Division of the Department of Transportation					
REFERRED TO: Rules and Public Policy Committee					
No Action Taken in 1992					
620 SPONSORED BY: Coughenour					
DIGEST: amending the Code by authorizing intersection controls for McFarland Farms subdivision (District 24)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 161	862
621 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls for Allangale Woods subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 162	863

1992 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
622 SPONSORED BY: Brents, Giffin, Coughenour DIGEST: amending the Code by authorizing intersection controls for various locations located in the City (Districts 16, 24, 19) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 163	864
623 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a multi-way stop at Pappas Drive and Yucatan Drive (District 23) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 164	864
624 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at Spring Lane and Pershing Road (District 2) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 165	865
625 SPONSORED BY: Short DIGEST: amending the Code by authorizing a multi-way stop at Villa Avenue and Gimber Street (District 21) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 166	865
626 SPONSORED BY: Short DIGEST: amending the Code by authorizing parking restrictions on English Avenue east of St. Peter Street (District 21) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 167	866
627 SPONSORED BY: Williams DIGEST: amending the Code by deleting parking restrictions on Sutherland Avenue from Park Avenue to College Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 168	867
628 SPONSORED BY: Smith DIGEST: amending the Code by authorizing parking restrictions on Northeastern Avenue on the west side from Southeastern Avenue to a point 125 feet north of Southeastern Avenue (District 23) REFERRED TO: Transportation Committee	Adopted	12/14/92	12/17/92	G.O. 169	867

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
629 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing a change in the speed limit on Southeastern Avenue from Raymond Street to McGaughey Road from 45 mph to 40 mph (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 170	867
630 SPONSORED BY: Mullin					
DIGEST: amending the Code by authorizing a change in the speed limit on Southport Road between McFarland Road and Madison Avenue from 30 mph to 25 mph (District 20)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 171	868
631 SPONSORED BY: Williams					
DIGEST: amending the Code by changing the speed limit on 30th Street from 35 mph to 30 mph between Fall Creek North Drive and Martindale Avenue (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 172	868
632 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing an 11,000 pound weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue and by deleting the 11,000 pounds weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 173	869
633 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing an 11,000 pound weight limit restriction on Routiers Avenue from 30th Street to 25th Street, on Roy Road from Post Road to Routiers, and on Boehning Avenue from 25th Street to Routiers Avenue (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 174	869
634 SPONSORED BY: Short, Borst					
DIGEST: amending the Code by deleting weight limit restrictions on Morris Street from Madison Avenue to Shelby Street and on Prospect Street from Madison Avenue to Shelby Street (Districts 16, 21, 25)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	G.O. 175	870

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
635 SPONSORED BY: Golc DIGEST: recognizing the Hawthorne DrugBusters REFERRED TO: Whole Committee	Adopted	11/23/92	12/03/92	S.R. 88	789
636 SPONSORED BY: Coughenour DIGEST: amending the Code by extending the current solid waste disposal user fee for 1993 REFERRED TO: Public Works Committee	Adopted	12/14/92	12/17/92	G.O. 176	870
637 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3391 and 3302 South Villa Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 122	796
638 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8502 Shelbyville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 123	796
639 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 3092 Brookside Parkway, North Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 124	796
640 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1401, 1501, 1601 East 10th Street and 1501 East Michigan (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 125	797
641 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1229 East Ohio Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 126	797

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
642 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8505 South Shelby Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 127	797
643 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4541 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 128	797
644 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 125 North Oriental Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	R.O. 129	797
645 SPONSORED BY: West DIGEST: authorize the leasing of space to provide offices for the Prosecuting Attorney REFERRED TO: Administration and Finance Committee	Adopted	12/14/92	12/17/92	S.R. 97	846
646 SPONSORED BY: Giffin DIGEST: extending the expiration date of the existing Inducement Resolution for Meadows Revival, Inc. through June 30, 1993 REFERRED TO: Economic Development Committee	Adopted	12/14/92	12/17/92	S.R. 92	826
647 SPONSORED BY: Giffin DIGEST: extending the expiration date of the existing Inducement Resolution for Homeward Partners, Inc. through June 30, 1993 REFERRED TO: Economic Development Committee	Adopted	12/14/92	12/17/92	S.R. 93	826
648 SPONSORED BY: Giffin DIGEST: approving the Amendment of documents executed in connection with the issuance of the City of Indianapolis Economic Development Revenue Bonds (Indianapolis Historic Partners Project) which were originally issued in 1985 REFERRED TO: Economic Development Committee	No Action Taken in 1992				

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
649 SPONSORED BY: Giffin					
DIGEST: approving an Inducement Resolution for CORE General partnership in an amount not to exceed \$10,000,000 for the acquisition, construction, renovation, installation and equipping of the existing Wingate Village Apartments which are located on East 38th Street between Mitthoeffer and German Church Roads					
REFERRED TO: Economic Development Committee					
	Adopted	12/14/92	12/17/92	S.R. 94	827
650 SPONSORED BY: Borst					
DIGEST: expanding the Urban Enterprise Zone boundaries to include Thomson Consumer Electronics, Inc. Headquarters (RCA plant)					
REFERRED TO: Metropolitan Development Committee					
	No Action Taken in 1992				
651 SPONSORED BY: Borst					
DIGEST: appropriating \$50,000 for the County Surveyor to finalize a contract for fiscal year 1993 with the Department of Public Works concerning IMAGIS					
REFERRED TO: Metropolitan Development Committee					
	No Action Taken in 1992				
652 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$812,956 for the County Auditor to technically amend its 1993 budget concerning the Prosecutor's Diversion Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
653 SPONSORED BY: Dowden					
DIGEST: appropriating \$30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				
654 SPONSORED BY: Dowden					
DIGEST: technically amend the 1993 budget by transferring \$20,439 in pauper appeals from the Clerk of the Circuit Court's budget to the Marion County Public Defender Agency's budget					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1992				

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
655 SPONSORED BY: Moriarty DIGEST: amending the Code by changing the intersection control at North Street and Rural Street from traffic signals to stop signs (District 15) REFERRED TO: Transportation Committee					
	No Action Taken in 1992				
656 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1993 REFERRED TO: Whole Committee					
	No Action Taken in 1992				
657 SPONSORED BY: West DIGEST: determining the need to lease office and storage space at 129 East Market Street for the Department of Administration and other City and County departments REFERRED TO: Administration and Finance Committee					
	No Action Taken in 1992				
658 SPONSORED BY: West DIGEST: appointing Margaret Maxwell to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee					
	No Action Taken in 1992				
659 SPONSORED BY: Boyd DIGEST: amending the Revised Code concerning the adjournment motions recognizing deceased persons REFERRED TO: Rules and Public Policy Committee					
	No Action Taken in 1992				
660 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10610 East 56th Street (approximate address) REFERRED TO: Whole Committee					
	Adopted	12/14/92	Not Req.	R.O. 130	829
661 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 902 North Alabama Street (approximate address) REFERRED TO: Whole Committee					
	Adopted	12/14/92	Not Req.	R.O. 131	829
662 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8001-8301 Five Points Road (approximate address) REFERRED TO: Whole Committee					
	Adopted	12/14/92	Not Req.	R.O. 132	829

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Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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663 SPONSORED BY: Borst				
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5,				
2702 North German Church Road (approximate address)				
REFERRED TO: Whole Committee				
Adopted	12/14/92	Not Req.	R.O. 133	829

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: SerVaas					
DIGEST: making the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	22	29
2 SPONSORED BY: SerVaas					
DIGEST: amending Chapter 151 of the Revised Code revising the Council rules establishing committees					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	02/10/92	02/18/92	32	49
3 SPONSORED BY: Borst					
DIGEST: amending the Sign Regulations of Marion County by revising and relocating the definition of "integrated center"					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/24/92	Not Req.	43	68
4 SPONSORED BY: Borst					
DIGEST: amending the Dwelling Districts Zoning Ordinance of Marion County to provide for several minor-technical amendments					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/24/92	Not Req.	77	72
5 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing intersection controls in the Cold Spring Estates subdivision (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	56	84
6 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Alcove at Greenbriar subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	57	84
7 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Brackenwood subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	58	84

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Timber Mill subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	59	85
9 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing intersection controls in the Iron Springs subdivision (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	60	85
10 SPONSORED BY: Shambaugh					
DIGEST: amending the Code by authorizing a change in intersection controls in an area bounded by 30th Street, Mussman Drive, 28th Street, and Georgetown Road (District 8)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	61	85
11 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Zionsville Road and 62nd Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	62	86
12 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Hague Road and 86th Street (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	63	87
13 SPONSORED BY: Jimison					
DIGEST: amending the Code by authorizing parking restrictions on 39th Place between Breen Drive and Post Road (District 14)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	64	87
14 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing parking restrictions on Dr. Andrew J. Brown Avenue on the east side from 17th Street to a point 106 feet north of 17th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	65	87

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
15 SPONSORED BY: Brents, Williams					
DIGEST: amending the Code by authorizing parking restrictions on the west side of New Jersey Street from Court Street to a point 86 feet south of Court Street (Districts 16 and 22)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	66	88
16 SPONSORED BY: Giffin					
DIGEST: amending the Code by authorizing a change in the speed limit on a segment of Kentucky Avenue between I-465 and Raymond Street (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	67	88
17 SPONSORED BY: Black, Williams					
DIGEST: amending the Code by authorizing the deletion of rush hour restrictions on a segment of Washington Boulevard (Districts 6, 22)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	68	88
18 SPONSORED BY: Black					
DIGEST: amending the Code by correcting Section 1 of G.O. 61, 1991 (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	02/24/92	02/28/92	69	89
19 SPONSORED BY: Dowden					
DIGEST: amending the Code by updating the county corrections fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	03/19/92	84	117
20 SPONSORED BY: Borst					
DIGEST: amending the Regional Center Zoning Ordinance to exempt any lot located within any locally-designated historic preservation area from the requirements and approval procedures of the Regional Center Ordinance					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	90	119
21 SPONSORED BY: Borst					
DIGEST: amending the Dwelling Districts Zoning Ordinance to provide for an exception to the D-8 district regulations affecting locally- designated historic preservation areas					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	91	120

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Beadling					
DIGEST: amending Chapter 29 of the Code by adding a new Article IX concerning open alcoholic beverage containers in motor vehicles					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	04/06/92	04/08/92	33	135
23 SPONSORED BY: Rhodes					
DIGEST: amending the Code by expanding the 500 Festival from 48 hours to 30 days and giving the Controller authority instead of the Board of Public Works concerning concessionaires					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	143	156
24 SPONSORED BY: Rhodes					
DIGEST: amending the Code concerning outdoor retail sales from carts					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	144	157
25 SPONSORED BY: SerVaas					
DIGEST: creating a public defender board and agency					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/27/92	05/06/92	3	197
26 SPONSORED BY: Rhodes					
DIGEST: reorganizes and expands the internal audit functions by establishing an Internal Audit Agency to replace the division of internal audit					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	05/06/92	79	201
27 SPONSORED BY: Rhodes					
DIGEST: amending the Code concerning taxi fares for the 500-Mile Race					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	06/08/92	159	201
28 SPONSORED BY: SerVaas, Coughenour, Borst, Gilmer					
DIGEST: establishing the White River Greenway Development Board					
REFERRED TO: Public Works Committee					
	Adopted	04/27/92	05/06/92	164	208
29 SPONSORED BY: Short					
DIGEST: amending the Code by deleting a one-way traffic flow on McCrea Street between Georgia Street and Jackson Place, North Drive; and by authorizing intersection controls at Georgia Street and McCrea Street and at Jackson Place and McCrea Street (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	05/11/92	05/20/92	169	236

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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30 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing a weight limit restriction on a segment of Alabama Street, from Fort Wayne Avenue to 16th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	05/11/92	05/20/92	211	236

31 SPONSORED BY: Dowden					
DIGEST: amending the Code concerning rabies control					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	235	258

32 SPONSORED BY: Curry, Rhodes					
DIGEST: concerning vehicle taxes in Marion County					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	05/26/92	06/02/92	237	260

33 SPONSORED BY: Hinkle					
DIGEST: amending the Code by authorizing intersection controls in the Chapel Bend subdivision (District 18)					
REFERRED TO: Transportation Committee					
	Adopted	05/26/92	06/02/92	238	262

34 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Doubletree Drive and Michigan Road (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	05/26/92	06/02/92	239	262

35 SPONSORED BY: Schneider					
DIGEST: amending the Code by authorizing a traffic signal at the access drive (south) and Harcourt Road (8400 N.) (District 3)					
REFERRED TO: Transportation Committee					
	Adopted	05/26/92	06/02/92	240	262

36 SPONSORED BY: Williams					
DIGEST: amending the Code by deleting a one-way southbound traffic flow on Pierson Street between Fall Creek Parkway, South Drive and 22nd Street; and by authorizing intersection controls at Fall Creek Parkway, South Drive, and Pierson Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	05/26/92	06/02/92	245	263

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
37 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing intersection controls at Illinois Street and 54th Street (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	06/08/92	06/16/92	209	281
38 SPONSORED BY: Beadling					
DIGEST: authorizing a multi-way stop at Mud Creek Road and Scotch Pine Lane (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	06/08/92	06/16/92	264	282
39 SPONSORED BY: Brents					
DIGEST: authorizing a multi-way stop at Blackford Street and North Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	06/08/92	06/16/92	265	282
40 SPONSORED BY: Black					
DIGEST: amending the Code by authorizing parking restrictions on a segment of Central Avenue (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	06/08/92	06/16/92	266	283
41 SPONSORED BY: Borst					
DIGEST: amending the Enforcement and Remedies Ordinance of Marion County					
REFERRED TO: Metropolitan Development Committee					
	Adopted	07/20/92	07/29/92	290	315
42 SPONSORED BY: Borst					
DIGEST: concerning the reorganization of the Department of Metropolitan Development					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/03/92	08/11/92	282	344
43 SPONSORED BY: Coughenour					
DIGEST: concerning the reorganization of the Department of Public Works					
REFERRED TO: Public Works Committee					
	Adopted	08/03/92	08/11/92	285	352
44 SPONSORED BY: Dowden					
DIGEST: amending the Code concerning the duties and responsibilities of the Marion County Justice Agency					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/03/92	08/11/92	326	361

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
45 SPONSORED BY: SerVaas, Beadling, Borst, Franklin, Short DIGEST: amending the Code concerning the Building Authority's security officers REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/03/92	08/11/92	327	363
46 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls in the Spinnaker Cove subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	330	365
47 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Bradford Meadows subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	331	365
48 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Crooked Creek subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	332	366
49 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at the intersection of Dandy Trail and 34th Street (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	333	368
50 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at the intersection of Moller Road and 46th Street (District 1) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	334	369
51 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at the intersection of Guion Road and 62nd Street (Districts 1 and 9) REFERRED TO: Transportation Committee	Adopted	08/03/92	08/11/92	335	369

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
52 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of Kentucky Avenue, Olender Drive and Southwest Drive (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	336	370
53 SPONSORED BY: Hinkle					
DIGEST: amending the Code by upgrading existing intersection controls to current DOT standards at various locations (District 18)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	337	366
54 SPONSORED BY: Giffin					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Bridgeport Road and Hauelsen Road (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	338	370
55 SPONSORED BY: Schneider					
DIGEST: amending the Code by authorizing intersection controls at Brewster and Sawleaf Roads and Brewster and Staghorn Roads (District 3)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	339	371
56 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing intersection controls at Merrill Street and Missouri Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	340	371
57 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing parking restrictions on both sides of Vermont Street between West Street and Toledo Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	342	372
58 SPONSORED BY: Brents					
DIGEST: amending the Code by deleting parking restrictions on the east side of Meridian Street from a point 74 feet south of New York Street to a point 162 feet south of New York Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	343	372

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
59 SPONSORED BY: Brents					
DIGEST: amending the Code by changing the length of the current loading zone for the Indianapolis Symphony Orchestra, 45 Monument Circle (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	344	373
60 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing a passenger and material loading zone at 100 East Court Street for the Summit Bank (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	345	373
61 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing an 88 foot bus stop zone on the west side of Pennsylvania Street, from a point 36 feet north of Ohio Street to a point 124 feet north of Ohio Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	346	373
62 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 35 mph speed limit on Dandy Trail between 46th Street and 56th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	08/03/92	08/11/92	347	374
63 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing a traffic signal at the intersection of German Church Road and 10th Street (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	08/24/92	08/26/92	341	395
64 SPONSORED BY: Borst					
DIGEST: amending the Flood Control Districts Zoning Ordinance					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/24/92	Not Req.	361	397
65 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing the Auditor to contract for assistance in collecting money owed to the County					
REFERRED TO: Administration and Finance Committee					
	Adopted	09/08/92	09/15/92	391	439

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
66 SPONSORED BY: O'Dell					
DIGEST: concerning the reorganization of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/21/92	10/01/92	297	599
67 SPONSORED BY: Franklin, Golc, Moriarty					
DIGEST: recodifying and amending the Code concerning court services and jury expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/21/92	10/01/92	401	607
68 SPONSORED BY: Borst					
DIGEST: amending the Comprehensive Zoning Maps of Marion County, Indiana					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/21/92	Not Req.	421	612
69 SPONSORED BY: Howard					
DIGEST: amending the Code by authorizing intersection controls in the Saddlebrook subdivision (District 9)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	368	612
70 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls within the Wanamaker Village subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	369	613
71 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing intersection controls and parking restrictions in the Castleton area (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	370	614
72 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing intersection controls at various locations (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	371	616

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
73 SPONSORED BY: Golc					
DIGEST: amending the Code by authorizing intersection controls at Bradbury Street and Bradbury connector road (4250 west) and Airport Expressway and Bradbury connector road (4250 west) (District 17)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	372	616
74 SPONSORED BY: Boyd					
DIGEST: amending the Code by authorizing intersection controls at Rural Street and 35th Street (District 11)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	373	617
75 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls on Sunset at Eagle Creek subdivision (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	405	617
76 SPONSORED BY: Boyd					
DIGEST: amending the Code by authorizing intersection controls at various street intersections within the Crystal Glen Apartment complex (District 11)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	406	618
77 SPONSORED BY: Gilmer					
DIGEST: amending the Code by deleting intersection controls within the Lincolnwood Subdivision, Sections 2 and 3 (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	414	619
78 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 35 mph speed limit on Payne Road between 79th Street and 86th Street (Districts 1 and 2)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	374	620
79 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing a weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue; and authorizing the deletion of a weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	375	620

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
80 SPONSORED BY: Golc					
DIGEST: amending the Code by authorizing a weight limit restriction on Bradbury Street from Bradbury connector road (4250 west) to Holt Road (District 17)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	376	621
81 SPONSORED BY: Schneider					
DIGEST: amending the Code by authorizing an 11,000 pounds weight limit restriction on Delaware Street between 91st Street and 96th Street (District 3)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	377	621
82 SPONSORED BY: Jones					
DIGEST: amending the Code by authorizing a weight limit restriction on Chester Avenue, Denny Street and Forest Manor Avenue between 26th Street to 30th Street (District 10)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	378	622
83 SPONSORED BY: Boyd					
DIGEST: amending the Code by authorizing an 11,000 weight limit restriction on Oxford Street between 34th Street and 38th Street, and Rural Street between 34th Street and 38th Street (District 11)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	379	622
84 SPONSORED BY: Moriarty					
DIGEST: amending the Code by authorizing parking restrictions on the west side of Ritter Avenue from 13th Street to 137 feet south of 13th Street (District 15)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	380	622
85 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by changing the parking restrictions on a segment of Layman Avenue (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	381	623
86 SPONSORED BY: Dowden, Beadling					
DIGEST: amending the Code by authorizing a traffic signal at the inter- section of Fall Creek Road/79th Street/82nd Street (Districts 4 and 5)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	407	623

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
87 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Acton Road and Maze Road (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	408	624
88 SPONSORED BY: Moriarty					
DIGEST: amending the Code by authorizing intersection controls at Bancroft Street and 9th Street (District 15)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	412	624
89 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing intersection controls at Highland Avenue and Polk Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	413	625
90 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing a 40 mph speed limit on Emerson Avenue between County Line Road and Raymond Street (Districts 23 and 24)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	415	625
91 SPONSORED BY: Mullin					
DIGEST: amending the Code by authorizing parking restrictions on Shelby Street from Southern Avenue to 150 feet north of Southern Avenue (District 20)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	416	626
92 SPONSORED BY: Short					
DIGEST: amending the Code by authorizing weight restrictions on St. Peter Street (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	417	626
93 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing intersection controls at Winthrop Avenue and 29th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	09/21/92	10/01/92	440	626

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
94 SPONSORED BY: Rhodes					
DIGEST: amending the Code to establish fees to be charged for persons accessing the mainframe computer through the "Enhanced Access" Pilot Project					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/12/92	10/20/92	445	657
95 SPONSORED BY: Rhodes					
DIGEST: amending the Code and the Revised Code concerning violations of certain ordinances which can be paid through the ordinance violations bureau					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/12/92	10/20/92	459	659
96 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in the Glen of Eagle Creek subdivision (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	466	667
97 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in the subdivision Garden of Eagle Creek (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	467	668
98 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing intersection controls for Light House at Geist subdivision (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	468	668
99 SPONSORED BY: Dowden, Beadling					
DIGEST: amending the Code by authorizing traffic signals at Fall Creek Road and Hague Road (Districts 4 and 5)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	469	669
100 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing intersection controls at 72nd Street and Rural Street, 72nd Street and Tacoma Avenue, and 72nd Street and Temple Avenue (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	470	670

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
101 SPONSORED BY: Jimison DIGEST: amending the Code by authorizing a multi-way stop at Graham Avenue and 40th Street (District 14) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	471	670
102 SPONSORED BY: Howard DIGEST: amending the Code by authorizing intersection controls at Melbourne Road and 58th Street (District 9) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	472	670
103 SPONSORED BY: Smith DIGEST: amending the Code by authorizing intersection controls at Franklin Road and Southeastern Avenue (District 23) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	473	671
104 SPONSORED BY: Brents DIGEST: amending the Code by authorizing one-way traffic on St. Clair Street from Centennial Street to Concord Street (District 16) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	475	671
105 SPONSORED BY: Brents DIGEST: amending the Code by authorizing parking meters for the west side of Delaware Street from Ohio Street to the INB Tower entrance (District 16) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	476	672
106 SPONSORED BY: Williams DIGEST: amending the Code by deleting parking restrictions on State Avenue from Washington Street to New York Street (District 22) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	477	672
107 SPONSORED BY: Williams DIGEST: amending the Code by deleting intersection controls at Delaware and 32nd Street and authorizing parking restrictions on a segment of 32nd Street (District 22) REFERRED TO: Transportation Committee	Adopted	10/12/92	10/20/92	478	673

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
108 SPONSORED BY: Giffin					
DIGEST: amending the Code by authorizing a 40 mph speed limit on Mills Road from Mann Road to High School Road (District 19)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	479	673
109 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing weight limit restrictions on Market Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	480	674
110 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing weight limit restrictions on Commerce Avenue from Massachusetts Avenue to 12th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	481	674
111 SPONSORED BY: Jimison					
DIGEST: amending the Code by authorizing weight restrictions on 40th Street from Arlington Avenue to Emerson Avenue (District 14)					
REFERRED TO: Transportation Committee					
	Adopted	10/12/92	10/20/92	482	674
112 SPONSORED BY: Rhodes					
DIGEST: recodifying and amending the Code concerning vehicle taxes					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	10/26/92	11/02/92	530	691
113 SPONSORED BY: Gilmer					
DIGEST: concerning the reorganization of the Department of Transportation					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	286	728
114 SPONSORED BY: Mullin, Short					
DIGEST: amending the Code by changing an intersection control at Kelly Street and Shelby Street (Districts 20, 21)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	Vetoed	474	731
115 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in the Huntington Estates subdivision (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	510	736

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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116 SPONSORED BY: Hinkle					
DIGEST: amending the Code by authorizing intersection controls in the Country Club Pines subdivision (District 18)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	511	736

117 SPONSORED BY: O'Dell					
DIGEST: amending the Code by authorizing intersection controls in the Creeside Woods subdivision (District 13)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	512	737

118 SPONSORED BY: Curry, Rhodes					
DIGEST: amending the Code by authorizing intersection controls at Broadway Street and 57th Street (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	514	741

119 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing intersection controls at Park Avenue (WB) and 9th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	515	738

120 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at various locations (Districts 2, 8, 14, 21 and 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	516	736

121 SPONSORED BY: Williams					
DIGEST: amending the Code by changing the intersection controls at Pennsylvania Street and 14th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	518	741

122 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a multi-way stop at DePauw Boulevard and Purdue Road (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	519	739

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
123 SPONSORED BY: Williams					
DIGEST: amending the Code by changing the intersection controls at Capitol Avenue and 14th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	520	742
124 SPONSORED BY: Short					
DIGEST: amending the Code by deleting intersection controls for vacated streets in the vicinity of Eli Lilly and Company (Districts 16, 21, 25)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	522	739
125 SPONSORED BY: Brents					
DIGEST: amending the Code by deleting intersection controls on vacated streets in the vicinity of Mile Square (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	524	740
126 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing parking restrictions for Capitol Avenue between Washington Street and Louisiana, and authorizing parking meters on Capitol Avenue (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	525	743
127 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing one-way traffic on Merrill Street from Delaware Street to Pennsylvania Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	526	744
128 SPONSORED BY: O'Dell					
DIGEST: amending the Code by authorizing a 40 mph speed limit on Davis Road between Brookville Road and Vandergriff Road (District 13)					
REFERRED TO: Transportation Committee					
	Adopted	10/26/92	11/02/92	527	745
129 SPONSORED BY: Coughenour					
DIGEST: amending the Code by extending the current sewer service and user rates					
REFERRED TO: Public Works Committee					
	Adopted	11/09/92	11/16/92	547	761

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
130 SPONSORED BY: Golc					
DIGEST: amending the Code by changing the intersection controls at Belmont Avenue and Miller Street (District 17)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	521	771
131 SPONSORED BY: Golc					
DIGEST: amending the Code by deleting intersection controls at various locations in the City (Districts 16, 17)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	523	772
132 SPONSORED BY: Rhodes					
DIGEST: amending the Revised Code establishing a vendor registration fee					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/09/92	11/16/92	540	767
133 SPONSORED BY: Coughenour					
DIGEST: amending the Code by authorizing intersection controls in the Moss Creek subdivision (District 24)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	548	772
134 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls in the Franklin Hills Estate subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	549	773
135 SPONSORED BY: O'Dell					
DIGEST: amending the Code by authorizing intersection controls in the Southern Lakes subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	550	774
136 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing intersection controls in the Moorings subdivision (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	551	774
137 SPONSORED BY: Short					
DIGEST: amending the Code by authorizing a multi-way stop at Villa Avenue and Walker Avenue (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	552	774

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
138 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at Moller Road and 86th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	553	775
139 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at Eagle Creek Parkway and 34th Street (District 1)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	554	775
140 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a multi-way stop at Olney Street and Tuxedo Lane (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	555	776
141 SPONSORED BY: Moriarty					
DIGEST: amending the Code by authorizing a multi-way stop at Nowland Avenue and Wallace Avenue (District 15)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	556	776
142 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing intersection controls at 65th Street and Johnson Road (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	557	777
143 SPONSORED BY: Borst					
DIGEST: amending the Code by authorizing intersection controls at Keystone Avenue and National Avenue (District 24)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	558	778
144 SPONSORED BY: Brents					
DIGEST: amending the Code by deleting parking restrictions on a segment of Vermont Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	560	778

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
145 SPONSORED BY: Williams, Moriarty					
DIGEST: amending the Code by changing intersection controls at Sterling Street and 10th Street (Districts 15, 22)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	561	778

146 SPONSORED BY: Williams					
DIGEST: amending the Code by changing intersection controls at Illinois Street and 14th Street (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	562	779

147 SPONSORED BY: Brents, Howard					
DIGEST: amending the Code by authorizing parking restrictions for Dr. Martin Luther King, Jr. Street from 10th Street to 29th Street (Districts 9, 16)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	564	779

148 SPONSORED BY: Black					
DIGEST: amending the Code by authorizing (1) intersection controls at Hampton Drive and Sunset Avenue and (2) parking restrictions for Sunset Avenue on both sides from Hampton Drive to Buckingham Drive (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	565	781

149 SPONSORED BY: Black					
DIGEST: amending the Code by authorizing parking restrictions for segments of College Avenue and Fairfield Avenue (District 6)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	566	781

150 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing speed limits for Sunnyside Road from 63rd Street to 75th Street (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	567	782

151 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a speed limit on Raymond Street from Shelby Street to Meridian Street (Districts 20, 21, 25)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	568	782

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
152 SPONSORED BY: Brents					
DIGEST: amending the Code by authorizing bus stop zones for Michigan Street and Meridian Street (District 16)					
REFERRED TO: Transportation Committee					
	Adopted	11/09/92	11/16/92	569	783
153 SPONSORED BY: West					
DIGEST: amending the Code to change the amount of the Enhanced 9-1-1 telephone system fee					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	504	812
154 SPONSORED BY: Golc					
DIGEST: amending the Code by changing the intersection controls at Livingston Avenue and 16th Street (Districts 16, 17)					
REFERRED TO: Transportation Committee					
	Adopted	11/23/92	12/03/92	517	816
155 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Oxford Street and 58th Street (District 7)					
REFERRED TO: Transportation Committee					
	Adopted	11/23/92	12/03/92	596	820
156 SPONSORED BY: Coughenour					
DIGEST: amending the Code concerning air pollution permit fees and the creation of a special, non-reverting fund					
REFERRED TO: Public Works Committee					
	Adopted	12/14/92	12/17/92	616	832
157 SPONSORED BY: Coughenour					
DIGEST: amending the Code concerning the billing and collection of charges and fees for the use of the sewer system					
REFERRED TO: Public Works Committee					
	Adopted	12/14/92	12/17/92	594	838
158 SPONSORED BY: Dowden					
DIGEST: amending and recodifying certain benefits provided for sworn members of the Indianapolis Police Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	610	850

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
159 SPONSORED BY: Dowden					
DIGEST: amending the Code by revising certain benefits provided for sworn members of the Indianapolis Fire Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	611	853
160 SPONSORED BY: Dowden					
DIGEST: amending the Code by revising certain benefits provided for sworn members of the Marion County Sheriff's Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	612	856
161 SPONSORED BY: Coughenour					
DIGEST: amending the Code by authorizing intersection controls for McFarland Farms subdivision (District 24)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	620	862
162 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing intersection controls for Allangale Woods subdivision (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	621	863
163 SPONSORED BY: Brents, Giffin, Coughenour					
DIGEST: amending the Code by authorizing intersection controls for various locations located in the City (Districts 16, 24, 19)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	622	864
164 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing a multi-way stop at Pappas Drive and Yucatan Drive (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	623	864
165 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing a multi-way stop at Spring Lane and Pershing Road (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	624	865

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
166 SPONSORED BY: Short					
DIGEST: amending the Code by authorizing a multi-way stop at Villa Avenue and Gimber Street (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	625	865
167 SPONSORED BY: Short					
DIGEST: amending the Code by authorizing parking restrictions on English Avenue east of St. Peter Street (District 21)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	626	866
168 SPONSORED BY: Williams					
DIGEST: amending the Code by deleting parking restrictions on Sutherland Avenue from Park Avenue to College Avenue (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	627	867
169 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing parking restrictions on Northeastern Avenue on the west side from Southeastern Avenue to a point 125 feet north of Southeastern Avenue (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	628	867
170 SPONSORED BY: Smith					
DIGEST: amending the Code by authorizing a change in the speed limit on Southeastern Avenue from Raymond Street to McGaughey Road from 45 mph to 40 mph (District 23)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	629	867
171 SPONSORED BY: Mullin					
DIGEST: amending the Code by authorizing a change in the speed limit on Southport Road between McFarland Road and Madison Avenue from 30 mph to 25 mph (District 20)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	630	868
172 SPONSORED BY: Williams					
DIGEST: amending the Code by changing the speed limit on 30th Street from 35 mph to 30 mph between Fall Creek North Drive and Martindale Avenue (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	631	868

1992 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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173 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing an 11,000 pound weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue and by deleting the 11,000 pounds weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	632	869

174 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing an 11,000 pound weight limit restriction on Routiers Avenue from 30th Street to 25th Street, on Roy Road from Post Road to Routiers, and on Boehning Avenue from 25th Street to Routiers Avenue (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	633	869

175 SPONSORED BY: Short, Borst					
DIGEST: amending the Code by deleting weight limit restrictions on Morris Street from Madison Avenue to Shelby Street and on Prospect Street from Madison Avenue to Shelby Street (Districts 16, 21, 25)					
REFERRED TO: Transportation Committee					
	Adopted	12/14/92	12/17/92	634	870

176 SPONSORED BY: Coughenour					
DIGEST: amending the Code by extending the current solid waste disposal user fee for 1993					
REFERRED TO: Public Works Committee					
	Adopted	12/14/92	12/17/92	636	870

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Moriarty					
DIGEST: transferring and appropriating \$299,042 for the Presiding Judge of the Municipal Court to pay the operating costs of the Court Violations Bureau and reducing the budget of the County Clerk					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	7	25

2 SPONSORED BY: Dowden					
DIGEST: appropriating \$11,500 for the Sheriff to continue the salary of one part-time employee who is assisting with the Child Abuse Awareness Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	8	26

3 SPONSORED BY: Dowden					
DIGEST: appropriating \$411,343 for the Sheriff to pay the salary of an additional dispatcher and contracting with Rural Fire Corporation to provide fire emergency dispatching					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	9	27

4 SPONSORED BY: SerVaas					
DIGEST: appropriating \$25,600 for the Domestic Relations Bureau to fund personnel expenses for the Visiting Nurse Service through an Indiana Criminal Justice Institute grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/27/92	01/28/92	10	28

5 SPONSORED BY: Rhodes					
DIGEST: appropriating \$275,000 in the Recorder's Records Perpetuation Fund for the County Recorder to finance first-year document imaging costs					
REFERRED TO: Administration and Finance Committee					
	Adopted	02/10/92	02/18/92	2	43

6 SPONSORED BY: Dowden					
DIGEST: appropriating \$53,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/10/92	02/18/92	26	43

7 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,000 for the Prosecuting Attorney to operate the Street Terrorist Offender Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/10/92	02/18/92	27	44

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Dowden					
DIGEST: appropriating \$128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	02/10/92	02/18/92	28	45	
9 SPONSORED BY: Dowden					
DIGEST: appropriating \$96,430 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the second half of the 1991-92 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	02/10/92	02/18/92	30	46	
10 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$90,700 to technically amend the budget with respect to allocations for Public Defender Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	02/24/92	02/28/92	29	64	
11 SPONSORED BY: Borst					
DIGEST: appropriating \$4,000 for the County Surveyor to cover training expenses					
REFERRED TO: Administration and Finance Committee					
Adopted	02/24/92	02/28/92	53	65	
12 SPONSORED BY: Moriarty					
DIGEST: appropriating \$117,000 for the Presiding Judge of the Municipal Court to continue the Treatment Alternatives to Street Crimes program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	02/24/92	02/28/92	55	66	
13 SPONSORED BY: Dowden					
DIGEST: appropriating \$425,328 for the Metropolitan Emergency Communications Agency to pay Indiana Bell Telephone, Inc. for Enhanced 9-1-1 equipment					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	03/16/92	03/19/92	82	111	
14 SPONSORED BY: Dowden					
DIGEST: appropriating \$44,100 for the Superior Court, Criminal Division, Probation Department, to lease additional office space					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	04/06/92	Not Req.	83	142	

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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15 SPONSORED BY: SerVaas					
DIGEST: appropriating \$297,206 for the Public Defenders Services Agency to pay the costs of adding two public defenders for each Criminal Court and two public defenders for the Juvenile Court					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/06/92	04/08/92	5	146

16 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$325,000 for the Department of Administration, Microfilm Archives Division, to pay an outside vendor for record services					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	138	154

17 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$6,454 for the Cooperative Extension Service to purchase a postage machine					
REFERRED TO: Community Affairs Committee					
	Adopted	04/06/92	04/08/92	145	160

18 SPONSORED BY: Dowden					
DIGEST: technically amend F.O. No. 3, 1992 (Proposal No. 9, 1992) by changing the fund from the County General Fund to the County Grant Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/27/92	Not Req.	162	189

19 SPONSORED BY: Coughenour					
DIGEST: appropriating \$669,808 for the Department of Public Works, Advanced Wastewater Treatment Division, to reconstruct and replace equipment and building facilities damaged by the fire at the Belmont plant					
REFERRED TO: Public Works Committee					
	Adopted	04/27/92	05/06/92	163	191

20 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$20,000 for the City-County Council to pay legal fees relating to cable franchise matters					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/11/92	Vetoed	193	231

21 SPONSORED BY: Rhodes					
DIGEST: appropriating \$178,976 for the County Treasurer to pay remodeling costs					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/11/92	Not Req.	194	232

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Dowden					
DIGEST: appropriating \$14,227 for the Prosecuting Attorney to continue the Domestic Violence Victim's Counseling Project which is funded by the annual Salvation Army grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	05/11/92	05/20/92	200	233	
23 SPONSORED BY: Moriarty					
DIGEST: appropriating \$700 for the Presiding Judge of the Municipal Court to cover the costs of a graduation ceremony for probationers who passed the GED examination funded by private grants					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	05/11/92	05/20/92	201	233	
24 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$364,604 for the County Auditor to pay for the Automated Finger Printing System					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	05/11/92	Not Req.	203	235	
25 SPONSORED BY: SerVaas					
DIGEST: requiring an 8% reduction in budgeted expenditures from the County General Fund					
REFERRED TO: Rules and Public Policy Committee					
Adopted	05/26/92	06/02/92	236	245	
26 SPONSORED BY: Ruhmkorff					
DIGEST: appropriating \$7,140 for the County Recorder to make the annual payment for leased vault space					
REFERRED TO: Metropolitan Development Committee					
Adopted	05/26/92	06/02/92	198	254	
27 SPONSORED BY: Dowden					
DIGEST: appropriating \$10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Victim Witness Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	05/26/92	06/02/92	204	253	
28 SPONSORED BY: Dowden					
DIGEST: appropriating \$100,000 for the Prosecuting Attorney to cover the computer system hookup charges between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	05/26/92	06/02/92	230	254	

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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29 SPONSORED BY: Dowden					
DIGEST: appropriating \$5,000 for the Prosecuting Attorney to utilize a state grant to pay the salary of a part-time juvenile victim advocate					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/26/92	06/02/92	231	254

30 SPONSORED BY: Rhodes					
DIGEST: authorizing the City to make temporary loans for the use of the Consolidated County Fund					
REFERRED TO: Administration and Finance Committee					
	Adopted	06/08/92	06/16/92	252	274

31 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$6,900 for the Superior Court, Criminal Division, Room 4, to pay the Mike Tyson trial expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	Not Req.	257	277

32 SPONSORED BY: Dowden					
DIGEST: appropriating \$66,666 for the Sheriff to utilize a state Project 55 grant to pay officers overtime for working a selective speed enforcement program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	06/16/92	258	278

33 SPONSORED BY: Dowden					
DIGEST: appropriating \$700,673 to utilize a state grant for the Community Corrections Agency for fiscal year 1992-93					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	06/16/92	260	279

34 SPONSORED BY: Dowden					
DIGEST: appropriating \$154,169 for the Community Corrections Agency to continue the Juvenile Re-entry Services Program for fiscal year 1992-93 funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	06/16/92	261	280

35 SPONSORED BY: Dowden					
DIGEST: appropriating \$123,564 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1992-93 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	06/16/92	262	280

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
36 SPONSORED BY: Rhodes, Giffin					
DIGEST: transferring and appropriating \$70,000 for Voters Registration to purchase computer equipment					
REFERRED TO: Administration and Finance Committee					
	Adopted	06/08/92	06/16/92	228	283
37 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$17,202 for the Sheriff to pay the salary of a replacement employee					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/08/92	Not Req.	259	284
38 SPONSORED BY: O'Dell					
DIGEST: appropriating \$99,960 for the Department of Parks and Recreation to operate a Youth Conservation Corp program funded by a National Park Service Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	07/20/92	07/29/92	298	311
39 SPONSORED BY: O'Dell					
DIGEST: appropriating \$8,800 for the Department of Parks to conduct youth cultural enrichment programs funded by a Clowes Foundation Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	07/20/92	07/29/92	299	312
40 SPONSORED BY: Dowden					
DIGEST: appropriating \$297,820 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Justice Agency to provide for the continuation of various programs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/20/92	07/29/92	300	313
41 SPONSORED BY: Smith					
DIGEST: appropriating \$15,905 for the Community Corrections Agency to move a position funded by the Community Corrections Fund to the Home Detention User Fee Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/20/92	07/29/92	301	314
42 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$4,000 for the Warren Township Assessor to cover gasoline expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	07/20/92	07/29/92	296	318

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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43 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating \$350,000 for the Department of Transportation, Operations Division, to increase funding for resurfacing					
REFERRED TO: Transportation Committee					
	Adopted	07/20/92	07/29/92	302	319

44 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$1,168,855 for the Department of Administration, Occupational and Community Services Division, to provide summer employment for youths through utilization of federal grants via the State					
REFERRED TO: Administration and Finance Committee					
	Adopted	08/03/92	08/11/92	315	334

45 SPONSORED BY: O'Dell					
DIGEST: appropriating \$25,000 for the Department of Parks and Recreation to provide summer programs for children, funded by Lilly Endowment, United Way and the English Foundation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/03/92	08/11/92	321	336

46 SPONSORED BY: Moriarty					
DIGEST: appropriating \$500 for the Presiding Judge of the Municipal Court to assist with the GED/Adult Basic Education program, funded by Indiana National Bank					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/03/92	08/11/92	322	337

47 SPONSORED BY: Franklin					
DIGEST: appropriating \$51,100 for the Superior Court, Juvenile Division/Detention Center, to continue the Guardian Ad Litem Program, funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/03/92	Not Req.	323	337

48 SPONSORED BY: Dowden					
DIGEST: appropriating \$72,587 for the Community Corrections Agency to provide additional security at the Marion County Community Corrections Center					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/03/92	08/11/92	325	338

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
49 SPONSORED BY: Coughenour					
DIGEST: appropriating \$1,254,250 for the Department of Public Works, Advanced Wastewater Treatment Division, to cover the costs of a study of the City's combined sewer overflow system					
REFERRED TO: Public Works Committee					
	Adopted	08/03/92	08/11/92	329	339
50 SPONSORED BY: Curry					
DIGEST: transferring and appropriating \$100,000 for the Department of Administration, Legal Division, to cover unexpected litigation expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	08/03/92	08/11/92	316	358
51 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$25,000 for the Department of Administration, Human Resources Division, to pay for computerization expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	08/03/92	08/11/92	317	359
52 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$25,000 for the Forensic Services Agency to purchase chemical supplies					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/03/92	08/11/92	324	361
53 SPONSORED BY: Borst					
DIGEST: appropriating \$250,000 for the Department of Metropolitan Development, Planning Division, to cover organizational costs to improve the efficiency of the transportation system					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/24/92	08/26/92	319	391
54 SPONSORED BY: Borst					
DIGEST: appropriating \$130,694 for the Department of Metropolitan Development, Planning Division, to support a Ft. Harrison planning team					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/24/92	08/26/92	320	392
55 SPONSORED BY: O'Dell					
DIGEST: appropriating \$130,000 for the Department of Parks and Recreation, Administration Division, to hire a consultant to develop a strategic plan for the City's parks, funded by a Lilly Endowment grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/24/92	08/26/92	363	393

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
56 SPONSORED BY: Coughenour					
DIGEST: appropriating \$17,900 for the Department of Public Works, Air Pollution Control Division, to cover the replacement costs of one ozone monitor and one carbon monoxide monitor funded by a state grant					
REFERRED TO: Public Works Committee					
	Adopted	09/08/92	09/15/92	403	437
57 SPONSORED BY: West					
DIGEST: the annual budget for Indianapolis and Marion County for 1993					
REFERRED TO: Various Committee					
	Adopted	09/21/92	10/01/92	388	490
58 SPONSORED BY: Ruhmkorff					
DIGEST: the annual budget for the Marion County Department of Public Welfare for 1993					
REFERRED TO: Community Affairs Committee					
	Adopted	09/21/92	10/01/92	387	584
59 SPONSORED BY: West					
DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/21/92	10/01/92	399	594
60 SPONSORED BY: O'Dell					
DIGEST: appropriating \$21,750 for the Department of Parks and Recreation, Administration Division, to cover the costs of a Midnight Basketball Program					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/21/92	10/01/92	398	598
61 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$62,300 for the Cooperative Extension Service to move agents' salaries from Personal Services to Other Services and Charges					
REFERRED TO: Community Affairs Committee					
	Adopted	09/21/92	10/01/92	359	602
62 SPONSORED BY: West					
DIGEST: transferring and appropriating \$200,000 for the Clerk of the Circuit Court to cover jury expenses in Court Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/21/92	10/01/92	464	609

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
63 SPONSORED BY: Dowden					
DIGEST: reappropriating \$411,343 in the County Grants Fund for the County Sheriff and repealing Fiscal Ordinance Nos. 3 and 18, 1992					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	Not Req.	438	643
64 SPONSORED BY: Franklin					
DIGEST: transferring and appropriating \$53,474 for the Superior Court, Juvenile Division/Detention Center, to technically amend its budget by transferring \$51,000 between characters and adding a \$2,474 appropriation from the state					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	Not Req.	461	644
65 SPONSORED BY: Borst					
DIGEST: appropriating \$21,300 for the Superior Court, Criminal Division, Probation Department, to purchase supplies and a printer and pay miscellaneous expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	Not Req.	462	645
66 SPONSORED BY: Dowden					
DIGEST: appropriating \$97,212 for Community Corrections to initiate an Intensive Probation Services Program for juveniles funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	10/20/92	463	645
67 SPONSORED BY: Dowden					
DIGEST: authorizing the County Auditor to transfer its portion of 1991 State grant funds from the Guardian Ad Litem Fund to the County General Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/12/92	10/20/92	439	656
68 SPONSORED BY: West					
DIGEST: transferring and appropriating \$92,500 for the County Clerk to pay jury expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/26/92	11/02/92	508	724
69 SPONSORED BY: Dowden					
DIGEST: appropriating \$445,140 for the Marion County Justice Agency, County Sheriff, Prosecuting Attorney and the County Auditor to continue the shared funding for the Metro Drug Task Force					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/26/92	11/02/92	509	724

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
70 SPONSORED BY: Moriarty					
DIGEST: transferring and appropriating \$1,000 for the Superior Court, Civil Division, Room Three, to purchase a recorder					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	10/26/92	11/02/92	505	733	
71 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$2,650 for the Superior Court, Title IV-D Court, to purchase additional chairs					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	10/26/92	11/02/92	506	734	
72 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$2,000 for the Superior Court, Juvenile Division/Detention Center, for the IVY Tech program funded by a Ford Motor Company grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	10/26/92	11/02/92	507	735	
73 SPONSORED BY: Curry					
DIGEST: appropriating \$25,452 for the County Recorder to cover monthly payments for document imaging computer equipment					
REFERRED TO: Metropolitan Development Committee					
Adopted	11/09/92	Not Req.	360	758	
74 SPONSORED BY: Dowden					
DIGEST: appropriating \$25,600 for the Domestic Relations Counseling Bureau to fund personnel expenses for the Visiting Nurse Service through a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	11/09/92	11/16/92	400	759	
75 SPONSORED BY: Dowden					
DIGEST: appropriating \$142,665 of Home Detention User Fees for Community Corrections to cover personnel, equipment and supply costs during the 1992-93 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	11/09/92	11/16/92	546	760	
76 SPONSORED BY: Short					
DIGEST: transferring and appropriating \$2,293 for the Superior Court, Criminal Division, Room One, to pay for a salary increase due to a job reclassification					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	11/09/92	Not Req.	233	766	

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
77 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$17,328 for the County Sheriff to pay the salaries of two additional dispatchers					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/09/92	Not Req.	545	770
78 SPONSORED BY: Rhodes					
DIGEST: authorizing tax anticipation borrowing for the City of Indianapolis during the period from January 1, 1993 through December 31, 1993					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/23/92	12/03/92	584	800
79 SPONSORED BY: Rhodes					
DIGEST: authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1993 through December 31, 1993					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/23/92	12/03/92	585	804
80 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,000 for the Prosecuting Attorney to pay for additional computer equipment and consulting services associated with the computer system linkup between the Prosecutor's Office and the Indiana Prosecuting Attorney's Council					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	587	808
81 SPONSORED BY: Dowden					
DIGEST: appropriating \$46,500 for the Prosecuting Attorney to assist in operating the Multi-Agency Drug Interdiction Task Force funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	588	809
82 SPONSORED BY: Dowden					
DIGEST: appropriating \$66,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	589	810
83 SPONSORED BY: Dowden					
DIGEST: appropriating \$128,134 for the Prosecuting Attorney to continue the Victim Advocate Project funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	590	810

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
84 SPONSORED BY: Dowden					
DIGEST: appropriating \$47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	591	811
85 SPONSORED BY: Dowden					
DIGEST: appropriating \$23,283 for the County Sheriff to continue to pay the salary of one employee who is assisting with the Child Abuse Awareness Program funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	12/03/92	592	811
86 SPONSORED BY: Ruhmkorff					
DIGEST: transferring and appropriating \$130,000 for the Marion County Healthcare Center to pay for needed items					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	500	815
87 SPONSORED BY: O'Dell					
DIGEST: transferring and appropriating \$100,000 for the Department of Parks, Parks Management Division, to cover overtime costs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	11/23/92	12/03/92	543	817
88 SPONSORED BY: O'Dell					
DIGEST: transferring and appropriating \$70,000 for the Department of Parks and Recreation, Golf Division, to cover utility and other services costs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	11/23/92	12/03/92	576	818
89 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$55,000 for the Superior Court, Juvenile Division/Detention Center, to cover a projected deficit in salaries					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/23/92	Not Req.	593	819
90 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$10,332 for Voters Registration to cover current year postage expenditures					
REFERRED TO: Administration and Finance Committee					
	Adopted	12/14/92	12/17/92	606	848

1992 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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91 SPONSORED BY: Borst					
DIGEST: transferring and appropriating \$591,971 for the Department of Metropolitan Development, Public Housing Division, to renovate additional housing units and to develop programs to enhance self- sufficiency skills for residents					
REFERRED TO: Metropolitan Development Committee					
	Adopted	12/14/92	12/17/92	609	849

92 SPONSORED BY: Dowden					
DIGEST: reallocating \$375,000 from the E911 Fund to the County General Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	613	860

93 SPONSORED BY: Dowden					
DIGEST: reallocating \$134,000 from the County General Fund to the Supplemental Public Defender Fees Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	614	861

1992 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Giffin					
DIGEST: a special ordinance authorizing the Amendment of Documents relating to \$2,300,000 City of Indianapolis Economic Development First Mortgage Refunding Revenue Bonds, Series 1983 (Wuslin Associates Project) (Dated as of March 1, 1983)					
REFERRED TO: Economic Development Committee					
	Adopted	02/24/92	02/28/92	78	61

2 SPONSORED BY: Rhodes					
DIGEST: approving the amendment of the Trust Indenture between the City and INB National Bank relating to 1985 City of Indianapolis Adjustable/Fixed Rate Resource Recovery Revenue Bonds					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/06/92	04/08/92	148	162

3 SPONSORED BY: Giffin					
DIGEST: a special ordinance authorizing the amendment of previously executed bond documents relating to \$695,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1990 (Mobile Drilling Company, Inc. Project)					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	188	180

4 SPONSORED BY: Giffin					
DIGEST: a special ordinance authorizing the amendment of documents relating to the previously issued \$8,100,000 City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	189	181

5 SPONSORED BY: Giffin					
DIGEST: a special ordinance approving the sale of City of Indianapolis, Indiana Convertible Demand Adjustable Rate Economic Development Revenue Bonds, Series 1992 (Park Tudor Foundation, Inc. Project) in the aggregate principal amount of \$4,500,000					
REFERRED TO: Economic Development Committee					
	Adopted	05/11/92	05/20/92	226	225

6 SPONSORED BY: Hinkle, Giffin					
DIGEST: establishing an Airport Economic Development Tax Area					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	06/22/92	06/25/92	263	295

1992 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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7 SPONSORED BY: Giffin					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Mortgage Revenue Refinancing Bonds, Series 1992 (James A. House, Jr. and Elizabeth L. House Project) in the aggregate principal amount of \$1,650,000					
REFERRED TO: Economic Development Committee					
	Adopted	06/22/92	07/01/92	280	298

8 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of previously executed bond documents relating to \$1,000,000 City of Indianapolis, Indiana Economic Development Revenue Bonds (Mid State Chemical & Supply Corp. Project) dated as of July 26, 1988					
REFERRED TO: Economic Development Committee					
	Adopted	08/03/92	08/11/92	279	340

9 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of previously executed bond documents relating to the previously issued \$1,400,000 City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project) Series 1984					
REFERRED TO: Economic Development Committee					
	ADOPTED	08/24/92	08/26/92	390	388

10 SPONSORED BY: Curry					
DIGEST: electing to fund MECA in 1993 with COIT revenues					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	08/24/92	08/26/92	367	394

11 SPONSORED BY: Giffin					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1992 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$6,805,000					
REFERRED TO: Economic Development Committee					
	Adopted	09/08/92	09/15/92	434	427

12 SPONSORED BY: Giffin					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Refunding and Improvement Revenue Bonds (National Benevolent Association - Robin Run Village Project) Series 1992 in an aggregate principal amount not to exceed \$28,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	09/08/92	09/15/92	435	430

1992 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
13 SPONSORED BY: West					
DIGEST: determining not to allow the Welfare Director of Marion County to borrow, on a short term basis, \$10,400,000 to fund welfare services for the remainder of 1992					
REFERRED TO: Community Affairs Committee					
	Adopted	10/12/92	10/20/92	485	647
14 SPONSORED BY: West					
DIGEST: authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissions, to borrow \$10,400,000 from a financial institution on behalf of the County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing					
REFERRED TO: Community Affairs Committee					
	Adopted	10/12/92	10/20/92	488	648
15 SPONSORED BY: Gilmer					
DIGEST: authorizing the issuance and sale of bonds of the City for the reconstruction and repair of streets, roads, curbs and sidewalks and appropriating the sum of \$55,000,000 for such purposes					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	10/26/92	11/02/92	532	692
16 SPONSORED BY: Ruhmkorff					
DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1992 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$5,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/09/92	11/16/92	583	756

1992 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Coughenour					
DIGEST: approving the issuance of City of Indianapolis Sanitary District Refunding Bonds of 1992 in an amount not to exceed \$25,000,000 in order to effect a savings to the Sanitary District					
REFERRED TO: Public Works Committee					
	Adopted	03/16/92	03/19/92	85	112
2 SPONSORED BY: O'Dell					
DIGEST: approving certain public purpose grants for support of the arts					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/06/92	04/08/92	157	141
3 SPONSORED BY: Dowden					
DIGEST: approving a contract for the acquisition of professional services to provide a residential community corrections program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/22/92	07/01/92	283	300
4 SPONSORED BY: Coughenour					
DIGEST: approving a Board of Public Works resolution regarding the write- off of certain sewer service accounts of \$25 or less					
REFERRED TO: Public Works Committee					
	Adopted	08/24/92	08/26/92	366	417
5 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	393	468
6 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	395	471
7 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	396	476

1992 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	397	479
9 SPONSORED BY: Schneider					
DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/21/92	Not Req.	394	484
10 SPONSORED BY: Borst					
DIGEST: approving the Preliminary Board Resolution and the issuance of the bonds of the Redevelopment District					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	10/26/92	11/02/92	531	722
11 SPONSORED BY: Ruhmkorff					
DIGEST: approving a schedule of rates for Marion County Healthcare Center					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	437	815
12 SPONSORED BY: Ruhmkorff, O'Dell					
DIGEST: approving the sale of the Certificate of Need to The Health and Hospital Corporation (H&H) and approving the execution of a Purchase Agreement between the Board of Commissioners and H&H					
REFERRED TO: Community Affairs Committee					
	Adopted	12/14/92	12/17/92	607	847

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992 REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	13	20
2 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler and John von Arx to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/10/92	Not Req.	23	36
3 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992 REFERRED TO: Rules and Public Policy Committee	Adopted	02/10/92	Not Req.	34	37
4 SPONSORED BY: SerVaas DIGEST: approving the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992 REFERRED TO: Transportation Committee	Adopted	02/10/92	Not Req.	35	37
5 SPONSORED BY: Dowden DIGEST: renewing the Community Corrections program for fiscal year 1992-93 and approving the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/10/92	Not Req.	31	48
6 SPONSORED BY: West DIGEST: reappointing Ray Battey to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	97	98
7 SPONSORED BY: West DIGEST: reappointing Ruby Miller to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	98	98
8 SPONSORED BY: West DIGEST: appointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County REFERRED TO: Metropolitan Development Committee	Adopted	03/16/92	Not Req.	99	99

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
9 SPONSORED BY: West					
DIGEST: reappointing Donald J. Hargadon to the Cable Franchise Board					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	Not Req.	101	99
10 SPONSORED BY: West					
DIGEST: reappointing Joe M. Rink to the Cable Franchise Board					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	Not Req.	102	99
11 SPONSORED BY: West					
DIGEST: appointing James Sawyers to the Cable Franchise Board					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	Not Req.	103	99
12 SPONSORED BY: West					
DIGEST: appointing Phillip Hinkle to the Marion County Board of Tax Adjustment					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	Not Req.	104	100
13 SPONSORED BY: West					
DIGEST: appointing Ron Franklin to the Public Housing Advisory Council					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	105	100
14 SPONSORED BY: West					
DIGEST: appointing Michael McQuillen to the Public Housing Advisory Council					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	106	100
15 SPONSORED BY: West					
DIGEST: reappointing J. Lloyd Grannan to the Marion County Animal Control Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	109	101
16 SPONSORED BY: West					
DIGEST: reappointing Chris R. Lowery to the Marion County Animal Control Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	110	101
17 SPONSORED BY: West					
DIGEST: reappointing Philip C. Borst, D.V.M. to the Indianapolis-Marion County Forensic Services Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	113	101

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
18 SPONSORED BY: West DIGEST: reappointing Tony Buford to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	03/16/92	Not Req.	114	102
19 SPONSORED BY: West DIGEST: reappointing Howard Howe to the Transportation Board REFERRED TO: Transportation Committee	Adopted	03/16/92	Not Req.	116	102
20 SPONSORED BY: West DIGEST: appointing Holley Holmes to the Transportation Board REFERRED TO: Transportation Committee	Adopted	03/16/92	Not Req.	117	102
21 SPONSORED BY: West DIGEST: reappointing Louis Lopez to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	118	102
22 SPONSORED BY: West DIGEST: reappointing Sue Shively to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	119	103
23 SPONSORED BY: West DIGEST: reappointing Doris Stigler to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	120	103
24 SPONSORED BY: West DIGEST: appointing W. Tobin McClamroch to the Audit Committee REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	Not Req.	121	103
25 SPONSORED BY: West DIGEST: reappointing J. Byron Jensen to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	122	104
26 SPONSORED BY: West DIGEST: reappointing Jeffrey Roberts to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	03/16/92	Not Req.	123	104

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
27 SPONSORED BY: West					
DIGEST: reappointing Lelia Smith to the Marion County Commission on Youth					
REFERRED TO: Community Affairs Committee					
	Adopted	03/16/92	Not Req.	124	104
28 SPONSORED BY: West					
DIGEST: reappointing Mark DeFabis to the Indianapolis City-Market Corporation Board of Directors					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	125	104
29 SPONSORED BY: West					
DIGEST: appointing Claudia Prosser to the Indianapolis City-Market Corporation Board of Directors					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	126	105
30 SPONSORED BY: West					
DIGEST: reappointing Sara Mitten Snyder to the Indianapolis City-Market Corporation Board of Directors					
REFERRED TO: Metropolitan Development Committee					
	Adopted	03/16/92	Not Req.	127	105
31 SPONSORED BY: West					
DIGEST: reappointing Mary Alice Buckler to the Juvenile Detention Center Advisory Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	136	105
32 SPONSORED BY: West					
DIGEST: appointing Betty W. Enloe to the Marion County Community Corrections Advisory Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	137	106
33 SPONSORED BY: West					
DIGEST: reappointing William S. Gardiner to the Board of Public Safety					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	111	107
34 SPONSORED BY: West					
DIGEST: reappointing Elliott Nelson to the Board of Public Safety					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/16/92	Not Req.	112	108

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
35 SPONSORED BY: Hinkle, Curry, Giffin, Golc DIGEST: directing the Public Works Committee to study the Ben Davis Conservancy District REFERRED TO: Public Works Committee	Adopted	03/16/92	Not Req.	86	118
36 SPONSORED BY: West DIGEST: reappointing Henry C. Bock, M.D. to the Health & Hospital Corporation REFERRED TO: Municipal Corporations Committee	Adopted	04/06/92	Not Req.	107	127
37 SPONSORED BY: West DIGEST: appointing Philip D. Pecar to the Health & Hospital Corporation REFERRED TO: Municipal Corporations Committee	Adopted	04/06/92	Not Req.	108	128
38 SPONSORED BY: Boyd, West DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	128	129
39 SPONSORED BY: West DIGEST: reappointing Randolph L. Snyder to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	129	129
40 SPONSORED BY: West DIGEST: reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	130	130
41 SPONSORED BY: West DIGEST: reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	131	130
42 SPONSORED BY: West DIGEST: reappointing Mark A. Gibson to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	04/06/92	Not Req.	132	130

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: West					
DIGEST: reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/06/92	Not Req.	133	130
44 SPONSORED BY: West					
DIGEST: reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/06/92	Not Req.	135	130
45 SPONSORED BY: SerVaas					
DIGEST: approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1992					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/06/92	Not Req.	147	131
46 SPONSORED BY: West					
DIGEST: reappointing David F. McNamar to the Indianapolis-Marion County Public Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	04/06/92	Not Req.	152	132
47 SPONSORED BY: SerVaas					
DIGEST: approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1992					
REFERRED TO: Public Works Committee					
	Adopted	04/27/92	Not Req.	150	172
48 SPONSORED BY: SerVaas					
DIGEST: approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1992					
REFERRED TO: Rules and Public Policy Committee Administration and Finance Committee					
	Adopted	04/27/92	Not Req.	166	173
49 SPONSORED BY: West					
DIGEST: appointing W. Tobin McClamroch to the Urban Enterprise Association					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/27/92	Not Req.	175	173

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
50 SPONSORED BY: West DIGEST: appointing Ray R. Irvin to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/27/92	Not Req.	176	174
51 SPONSORED BY: West DIGEST: appointing Jesse Moore to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/27/92	Not Req.	177	174
52 SPONSORED BY: SerVaas, Coughenour, Borst, Gilmer DIGEST: appointing members to the White River Greenway Development Board REFERRED TO: Public Works Committee	Adopted	04/27/92	Not Req.	165	209
53 SPONSORED BY: Jimison, Golc DIGEST: commissioning a study of the Court Services Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/27/92	Not Req.	174	209
54 SPONSORED BY: Rhodes DIGEST: determining to review the determination of the Cable Franchise Board to issue a request for proposals for additional cable system franchises in response to the Letter of Intent submitted by MaxTel Associates Limited Partnership REFERRED TO: Administration and Finance Committee	Adopted	04/27/92	Not Req.	215	174
55 SPONSORED BY: West DIGEST: appointing Nelson S. Hart to the Audit Committee REFERRED TO: Administration and Finance Committee	Adopted	05/11/92	Not Req.	192	220
56 SPONSORED BY: West DIGEST: appointing David T. Smith to the Marion County Community Corrections Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/11/92	Not Req.	199	220
57 SPONSORED BY: West DIGEST: appointing Arno Haupt to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	05/11/92	Not Req.	207	221

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
58 SPONSORED BY: West DIGEST: appointing Jack H. Hall, M.D. to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	05/26/92	Not Req.	196	242
59 SPONSORED BY: West DIGEST: appointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	05/26/92	Not Req.	197	243
60 SPONSORED BY: West DIGEST: appointing Rudy Hightower to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/08/92	Not Req.	270	270
61 SPONSORED BY: West DIGEST: appointing Charles R. Cagann to the Indianapolis Public Transportation Corporation Board REFERRED TO: Municipal Corporations Committee	Adopted	08/24/92	Not Req.	362	382
62 SPONSORED BY: West DIGEST: reappointing Robert S. Daly, M.D. to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	09/08/92	Not Req.	382	423
63 SPONSORED BY: West DIGEST: appointing David W. Hoppock to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	09/08/92	Not Req.	383	424
64 SPONSORED BY: Boyd DIGEST: concerning acquisition efforts for the vacant downtown L. S. Ayres building REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	443	424
65 SPONSORED BY: Rhodes DIGEST: regarding Letter of Intent filed by MaxTel for issuance of a request for proposals for a cable television franchise REFERRED TO: Administration and Finance Committee	Adopted	09/08/92	Not Req.	444	425

1992 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
66 SPONSORED BY: Rhodes DIGEST: supporting the allocation of at least 25% of lottery revenues to local government REFERRED TO: Whole Committee	Adopted	09/21/92	10/01/92	484	445
67 SPONSORED BY: West DIGEST: appointing William S. Gardiner to the Citizens Police Complaint Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/12/92	Not Req	364	636
68 SPONSORED BY: West DIGEST: reappointing Robert Stewart to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	446	637
69 SPONSORED BY: West DIGEST: appointing Stanley Strader to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	447	639
70 SPONSORED BY: West DIGEST: appointing Andrew Shiel to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	450	637
71 SPONSORED BY: West DIGEST: reappointing Curtis G. Myers to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	10/12/92	Not Req.	460	638
72 SPONSORED BY: West DIGEST: appointing William Simons to the Equal Opportunity Advisory Board REFERRED TO: Administration and Finance Committee	Adopted	11/09/92	Not Req.	542	753
73 SPONSORED BY: West DIGEST: appointing James O. Dillard to the Speedway Library Board REFERRED TO: Municipal Corporations Committee	Adopted	11/23/92	Not Req.	586	791

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Giffin, Brents, Curry, Golc, Hinkle, Shambaugh DIGEST: congratulating Ben Davis High School REFERRED TO: Whole Committee	Adopted	01/06/92	01/13/92	11	6
2 SPONSORED BY: Curry, Gilmer DIGEST: recognizing Harry E. Eakin REFERRED TO: Whole Committee	Adopted	01/06/92	01/13/92	12	7
3 SPONSORED BY: Moriarty and Mullin DIGEST: congratulating Scecina football state champions REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	36	15
4 SPONSORED BY: Smith DIGEST: recognizing Franklin Township Schools CPR heroes REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	37	16
5 SPONSORED BY: Curry, Giffin, Hinkle, Shambaugh DIGEST: concerning Charles Bogden REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	38	16
6 SPONSORED BY: Beadling DIGEST: recognizing Jerry Daniels and the Ink Spots REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	39	17
7 SPONSORED BY: Borst, O'Dell DIGEST: recognizing Myron (Mike) D. Higbee REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	40	18
8 SPONSORED BY: Gilmer, Smith, Williams DIGEST: concerning Joseph Staehler REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	41	18
9 SPONSORED BY: West, Beadling DIGEST: recognizing Chief Joseph D. Kimbrow REFERRED TO: Whole Committee	Adopted	01/27/92	01/28/92	42	19

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
10 SPONSORED BY: Howard and Jones DIGEST: recognizing African-American veterans during Black History Month REFERRED TO: Whole Committee	Adopted	02/10/92	02/18/92	70	35
11 SPONSORED BY: Golc, Borst, Brents DIGEST: urging continuation of the White River State Park Development Commission REFERRED TO: Whole Committee	Adopted	02/10/92	02/18/92	71	36
12 SPONSORED BY: O'Dell DIGEST: approving the leasing of certain real estate of the Department of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	02/10/92	02/18/92	25	47
13 SPONSORED BY: Williams DIGEST: congratulating the Arsenal Tech Constitution team REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	87	54
14 SPONSORED BY: Hinkle DIGEST: recognizing the Fulton Falcons basketball team REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	88	54
15 SPONSORED BY: Beadling DIGEST: recognizing Habitat for Humanity REFERRED TO: Whole Committee	Adopted	02/24/92	02/28/92	89	55
16 SPONSORED BY: All the Councillors DIGEST: honoring the Indianapolis Fire Department REFERRED TO: Whole Committee	Adopted	03/16/92	03/19/92	149	94
17 SPONSORED BY: Rhodes DIGEST: approving a change in ownership of the cable television franchise now owned by American Cablevision of Indianapolis REFERRED TO: Administration and Finance Committee	Adopted	03/16/92	03/19/92	24	115

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
18 SPONSORED BY: Rhodes					
DIGEST: approving a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming					
REFERRED TO: Administration and Finance Committee					
	Adopted	03/16/92	03/19/92	54	116
19 SPONSORED BY: O'Dell					
DIGEST: approving the leasing of certain real estate of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/16/92	03/19/92	81	117
20 SPONSORED BY: Black					
DIGEST: recognizing the Crispus Attucks Athletic Association					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	04/08/92	170	128
21 SPONSORED BY: Mullin					
DIGEST: recognizing the University of Notre Dame and the Notre Dame Club of Indianapolis					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	04/08/92	171	125
22 SPONSORED BY: Beadling, Giffin, Gilmer, Schneider					
DIGEST: recognizing the Indianapolis International Airport					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	04/08/92	172	126
23 SPONSORED BY: Coughenour					
DIGEST: recognizing William G. Shassere					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	04/08/92	173	127
24 SPONSORED BY: Borst					
DIGEST: approving the Fort Harrison Transition Task Force Charter					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/06/92	04/08/92	146	161
25 SPONSORED BY: Schneider, Dowden					
DIGEST: memorializing Major Paul J. "Joe" Ernst					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	05/06/92	212	170

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
26 SPONSORED BY: Franklin					
DIGEST: recognizing Patsy McCormick's work for abused women					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	05/06/92	213	170
27 SPONSORED BY: Smith, Schneider					
DIGEST: recognizing Indianapolis convention business					
REFERRED TO: Whole Committee					
	Adopted	04/27/92	05/06/92	214	171
28 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/27/92	05/06/92	160	206
29 SPONSORED BY: Giffin					
DIGEST: a special resolution authorizing the amendment of S.R. No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to October 31, 1992					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	186	178
30 SPONSORED BY: Giffin					
DIGEST: a special resolution authorizing the amendment of S.R. No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division GMC to October 31, 1992					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	187	179
31 SPONSORED BY: Giffin					
DIGEST: approving an inducement resolution for Park Tudor Foundation, Inc. in an amount not to exceed \$4,500,000 for the acquisition, construction, installation and equipping of additions to the existing facilities located at 7200 North College Avenue					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	190	183

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
32 SPONSORED BY: Giffin					
DIGEST: approving an inducement resolution for National Benevolent Association, Robin Run Village Phase II, in an amount not to exceed \$10,500,000 for the acquisition, construction, installation and equipping of the elderly multi-family residential rental housing units, and related facilities located at 5354 West 62nd Street					
REFERRED TO: Economic Development Committee					
	Adopted	04/27/92	05/06/92	191	184
33 SPONSORED BY: Rhodes					
DIGEST: approving an amendment to the Central Garage Lease between the City and the Building Authority					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	05/06/92	140	204
34 SPONSORED BY: Giffin					
DIGEST: establishing a \$500 petty cash fund to be placed in the Controller's custody for the use of the Mayor's Office, Finance Division (Controller), Legal Division, Human Resources Division, and Central Purchasing Division					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/27/92	05/06/92	158	205
35 SPONSORED BY: Golc					
DIGEST: recognizing The Kroger Company and IPS Daniel Webster School No. 46 Partners in Education					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	246	218
36 SPONSORED BY: Gilmer					
DIGEST: recognizing Pike Township High School's centennial year					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	247	219
37 SPONSORED BY: Beadling					
DIGEST: recognizing Methodist Hospital's Life Line medical helicopter service					
REFERRED TO: Whole Committee					
	Adopted	05/11/92	05/20/92	248	219

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
38 SPONSORED BY: Giffin					
DIGEST: a special resolution authorizing the amendment of S.R. No. 43, 1991, as amended, to extend the expiration date on the Inducement Resolution for Meadow Farms Industries, Inc. to November 30, 1992					
REFERRED TO: Economic Development Committee					
	Adopted	05/11/92	05/20/92	225	224
39 SPONSORED BY: Giffin					
DIGEST: an inducement resolution for Herff Jones, Inc. in an amount not to exceed \$5,000,000 for the acquisition, construction, installation and equipping of a building containing approximately 69,000 square feet to be located at 4500 West 62nd Street					
REFERRED TO: Economic Development Committee					
	Adopted	05/11/92	05/20/92	227	227
40 SPONSORED BY: Borst					
DIGEST: recognizing Josephine "Jo" Hauck					
REFERRED TO: Whole Committee					
	Adopted	05/26/92	06/02/92	267	240
41 SPONSORED BY: Golc, Borst, Jones					
DIGEST: recognizing the White River Park State Games					
REFERRED TO: Whole Committee					
	Adopted	05/26/92	06/02/92	268	241
42 SPONSORED BY: Brents					
DIGEST: recognizing Historic Ransom Place					
REFERRED TO: Whole Committee					
	Adopted	05/26/92	06/02/92	269	242
43 SPONSORED BY: Ruhmkorff, Dowden, O'Dell					
DIGEST: designating Vermont Street from Capitol Avenue to Delaware Street as the "Korean War Memorial Way"					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/26/92	06/02/92	161	246
44 SPONSORED BY: Hinkle, Giffin					
DIGEST: authorizing the lease of office space for the Wayne Township Assessor to be built at Country Club Road and Rockville Road					
REFERRED TO: Administration and Finance Committee					
	Adopted	05/26/92	06/02/92	195	256

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
45 SPONSORED BY: Rhodes DIGEST: authorizing the Controller, the Auditor and the Treasurer to transact business through the use of electronic funds transfer REFERRED TO: Administration and Finance Committee	Adopted	05/26/92	06/02/92	229	257
46 SPONSORED BY: Gilmer DIGEST: remembering the Battle of Midway REFERRED TO: Whole Committee	Adopted	06/08/92	06/16/92	287	267
47 SPONSORED BY: Beadling DIGEST: recognizing the 60th anniversary of the Richard L. Roudebush Veterans Medical Center REFERRED TO: Whole Committee	Adopted	06/08/92	06/16/92	288	268
48 SPONSORED BY: Golc, Gilmer DIGEST: recognizing the 500 Gordon Pipers, Inc. REFERRED TO: Whole Committee	Adopted	06/08/92	06/16/92	289	269
49 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 84, 1990, as amended, to extend the expiration date on the Inducement Resolution for Meadows Revival, Inc. to December 31, 1992 REFERRED TO: Economic Development Committee	Adopted	06/08/92	06/16/92	277	271
50 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 72, 1990, as amended, to extend the expiration date on the Inducement Resolution for Homeward Partners, Inc. to December 31, 1992 REFERRED TO: Economic Development Committee	Adopted	06/08/92	06/16/92	278	272
51 SPONSORED BY: Rhodes, Jimison, McClamroch DIGEST: recognizing the Kiwanis International Convention REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	303	290
52 SPONSORED BY: Gilmer DIGEST: recognizing Julie Anderson REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	304	290

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
53 SPONSORED BY: Coughenour DIGEST: recognizing Thomas J. Quinn REFERRED TO: Whole Committee	Adopted	06/22/92	07/01/92	305	291
54 SPONSORED BY: Rhodes DIGEST: approving an amendment to the Marion County Jail Lease and an amendment to the Marion County Juvenile Detention Center Lease REFERRED TO: Administration and Finance Committee	Adopted	07/20/92	07/29/92	295	317
55 SPONSORED BY: Dowden DIGEST: authorizing the lease of approximately 15,000 square feet of office space for the Marion County Cooperative Extension Service REFERRED TO: Administration and Finance Committee	Adopted	08/03/92	08/11/92	318	360
56 SPONSORED BY: Rhodes DIGEST: concerning Dr. John M. Vaughan REFERRED TO: Whole Committee	Adopted	08/24/92	08/26/92	418	381
57 SPONSORED BY: Jimison DIGEST: recognizing the 20th Indianapolis-Scarborough Peace Games REFERRED TO: Whole Committee	Adopted	08/24/92	08/26/92	419	382
58 SPONSORED BY: Giffin DIGEST: approving an Inducement Resolution for National Benevolent Association, Robin Run Village Phase III, in an amount not to exceed \$2,200,000 for an addition to the existing facilities located at 5354 West 62nd Street REFERRED TO: Economic Development Committee	Adopted	08/24/92	08/26/92	389	386
59 SPONSORED BY: Coughenour DIGEST: approving the sale of certain real estate of the Department of Public Works REFERRED TO: Public Works Committee	Adopted	08/24/92	08/26/92	365	417
60 SPONSORED BY: Dowden DIGEST: commending Matt Goodin REFERRED TO: Whole Committee	Adopted	09/08/92	09/15/92	441	421

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
61 SPONSORED BY: Giffin DIGEST: concerning Wendell Trogon REFERRED TO: Whole Committee	Adopted	09/08/92	09/15/92	442	422
62 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: recognizing new U.S. citizen Renaud Tabard REFERRED TO: Whole Committee	Adopted	09/08/92	09/15/92	448	423
63 SPONSORED BY: Dowden DIGEST: lease of space for the Sheriff's Department located at 3229 North Shadeland REFERRED TO: Administration and Finance Committee	Adopted	09/08/92	09/15/92	358	438
64 SPONSORED BY: Short, Jimison, SerVaas, Curry DIGEST: remembering Judge Antoinette "Toni" Cordingley REFERRED TO: Whole Committee	Adopted	09/21/92	10/01/92	483	444
65 SPONSORED BY: Gilmer, Hinkle, Dowden DIGEST: remembering Coach Tony Hinkle REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	528	633
66 SPONSORED BY: McClamroch DIGEST: approving a lease of 30,000 sq. feet of warehouse and workshop space for voting machines REFERRED TO: Administration and Finance Committee	Adopted	09/21/92	10/01/92	436	611
67 SPONSORED BY: Short DIGEST: noting the 500th anniversary of Christopher Columbus' voyage to the new world REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	529	634
68 SPONSORED BY: Boyd DIGEST: commemorating the 125th anniversary of Olivet Baptist Church REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	539	635

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
69 SPONSORED BY: Coughenour, SerVaas, West, Boyd DIGEST: recognizing Mayor Hudnut for winning the Most Valuable Public Officials award REFERRED TO: Whole Committee	Adopted	10/12/92	10/20/92	538	633
70 SPONSORED BY: Coughenour DIGEST: authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage REFERRED TO: Public Works Committee	Adopted	10/12/92	10/20/92	465	666
71 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering former deputy mayor Michael A. Carroll REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	571	680
72 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering civic leader Frank E. McKinney Jr. REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	572	681
73 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering community leader Robert V. Welch REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	573	681
74 SPONSORED BY: SerVaas, West, Boyd DIGEST: remembering the life of civic leader John R. Weliever REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	574	682
75 SPONSORED BY: Beadling, Ruhmkorff DIGEST: recognizing Hook's Drugs Samaritan Van REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	575	683
76 SPONSORED BY: Coughenour DIGEST: concerning William P. Bennett, Jr. REFERRED TO: Whole Committee	Adopted	10/26/92	11/02/92	576	683

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
77 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of Special Resolution No. 48, 1989, as amended, to extend the expiration date on the Inducement Resolution for Diversified Systems, Inc. to April 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	501	688
78 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of Special Resolution No. 76, 1991, as amended, to extend the expiration date on the Inducement Resolution for Allison Gas Turbine Division to April 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	502	688
79 SPONSORED BY: Giffin, Smith					
DIGEST: rendering advice to the Hospital Authority of Marion County concerning the proposed issuance of \$20,500,000 hospital facilities revenue bonds for Sisters of St. Francis Health Services, Inc.					
REFERRED TO: Economic Development Committee					
	Adopted	10/26/92	11/02/92	503	689
80 SPONSORED BY: Rhodes					
DIGEST: authorizing certain employees of Marion County to join the Public Employees Retirement Fund (P.E.R.F.)					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/26/92	11/02/92	499	732
81 SPONSORED BY: Boyd					
DIGEST: recognizing the City-County Council service of Glenn L. Howard					
REFERRED TO: Whole Committee					
	Adopted	11/09/92	11/16/92	597	751
82 SPONSORED BY: Williams					
DIGEST: recognizing Community Organizations Legal Assistance Project, Inc.					
REFERRED TO: Whole Committee					
	Adopted	11/09/92	11/16/92	598	752
83 SPONSORED BY: Giffin					
DIGEST: authorizing the amendment of S.R. No. 39, 1992 to extend the expiration date on the Inducement Resolution for Herff Jones, Inc. to May 31, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	11/09/92	11/16/92	582	755

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
84 SPONSORED BY: Rhodes					
DIGEST: approving an amendment to the Public Safety Training Academy Lease between the City and the Building Authority					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/09/92	11/16/92	139	763
85 SPONSORED BY: Rhodes					
DIGEST: approving an amendment to the Marion County Jail Lease between the County and the Building Authority					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/09/92	11/16/92	141	764
86 SPONSORED BY: Rhodes					
DIGEST: approving an amendment to the Marion County Juvenile Detention Center Lease between the County and the Building Authority					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/09/92	11/16/92	142	765
87 SPONSORED BY: Rhodes					
DIGEST: establishing petty cash and cash change funds					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/09/92	11/16/92	541	768
88 SPONSORED BY: Golc					
DIGEST: recognizing the Hawthorne DrugBusters					
REFERRED TO: Whole Committee					
	Adopted	11/23/92	12/03/92	635	789
89 SPONSORED BY: Giffin, Jones					
DIGEST: concerning the White River Greenway					
REFERRED TO: Transportation Committee					
	Adopted	11/23/92	12/03/92	599	790
90 SPONSORED BY: Hinkle					
DIGEST: authorize the leasing of space to provide offices for the Wayne Township Assessor					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/23/92	12/11/92	604	795
91 SPONSORED BY: Mullin					
DIGEST: concerning electronic welfare benefits transfers					
REFERRED TO: Community Affairs Committee					
	Adopted	11/23/92	12/03/92	1	804

1992 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
92 SPONSORED BY: Giffin					
DIGEST: extending the expiration date of the existing Inducement Resolution for Meadows Revival, Inc. through June 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	12/14/92	12/17/92	646	826
93 SPONSORED BY: Giffin					
DIGEST: extending the expiration date of the existing Inducement Resolution for Homeward Partners, Inc. through June 30, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	12/14/92	12/17/92	647	826
94 SPONSORED BY: Giffin					
DIGEST: approving an Inducement Resolution for CORE General partnership in an amount not to exceed \$10,000,000 for the acquisition, construction, renovation, installation and equipping of the existing Wingate Village Apartments which are located on East 38th Street between Mitthoeffer and German Church Roads					
REFERRED TO: Economic Development Committee					
	Adopted	12/14/92	12/17/92	649	827
95 SPONSORED BY: Dowden					
DIGEST: approving the sale of certain real estate of the Department of Public Safety					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/14/92	12/17/92	402	838
96 SPONSORED BY: McClamroch					
DIGEST: determining a need to lease office space at 5257 North Tacoma Avenue for the Washington Township Assessor					
REFERRED TO: Administration and Finance Committee					
	Adopted	12/14/92	12/17/92	605	844
97 SPONSORED BY: West					
DIGEST: authorize the leasing of space to provide offices for the Prosecuting Attorney					
REFERRED TO: Administration and Finance Committee					
	Adopted	12/14/92	12/17/92	645	846

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5610 Moller Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	15	9
2 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7702 East 30th Street REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	14	21
3 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5124 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	17	10
4 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5520 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	18	10
5 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4950 East Thompson Road (rear, approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	19	10
6 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 2530 West Morris Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	20	10
7 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3635 West 16th Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/06/92	Not Req.	21	10

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3921 Millersville Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	44	23
9 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 2530 West Morris Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	45	23
10 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 14, 3414 East Washington Street					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	46	23
11 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4580 Rahke Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	47	24
12 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3120 East Thompson Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	48	24
13 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 231 North College Avenue (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	49	24
14 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3815 Kentucky Avenue					
REFERRED TO: Whole Committee					
	Adopted	01/27/92	Not Req.	50	24

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
15 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 2050 North Pasadena Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	51	24
16 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 2301 North Cumberland Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/27/92	Not Req.	52	24
17 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3815 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	72	41
18 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5559 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	73	41
19 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5261 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	74	42
20 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6243 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	75	42
21 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 3215 North College Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/10/92	Not Req.	76	42

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 33 North Fleming Street REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	92	63
23 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 11, 5331 East 38th Street REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	94	63
24 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5354 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	95	63
25 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6825 Sunnyside Road (approximate address) REFERRED TO: Whole Committee	Adopted	02/24/92	Not Req.	96	63
26 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3406 Lafayette Road REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	153	109
27 SPONSORED BY: West DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 3643 South Keystone Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	154	110
28 SPONSORED BY: West DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6314 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/16/92	Not Req.	155	110

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
29 SPONSORED BY: West					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7365 East 16th Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	03/16/92	Not Req.	156	110
30 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3737-47 North College Avenue					
REFERRED TO: Whole Committee					
	Adopted	03/16/92	Not Req.	93	111
31 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 3, 6497 Guion Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	Not Req.	178	139
32 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7445 Rockville Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	Not Req.	180	139
33 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 7215 East 75th Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	Not Req.	181	140
34 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 719 South German Church Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	Not Req.	182	140
35 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 230 West Merrill Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	04/06/92	Not Req.	183	140

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
36 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 320 West South Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	184	140
37 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 309 South Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/06/92	Not Req.	185	140
38 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7201 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	216	186
39 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 17, 930 South Warren Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	217	187
40 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 6047 South East Street REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	219	187
41 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9903 East 30th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	220	187
42 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 2201 West Southport Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	221	187

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5716 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	222	187
44 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6520 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	223	187
45 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12309 East 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	224	187
46 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 9602 East 86th Street REFERRED TO: Whole Committee	Adopted	04/27/92	Not Req.	179	139
47 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2802 Kessler Boulevard East Drive (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	218	216
48 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10703 East 63rd Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	249	228
49 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 420 West Michigan Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	250	228

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
50 SPONSORED BY: Borst DIGEST: rezoning ordinance Franklin Township, Councilmanic District 23, 5245 Pacific Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/11/92	Not Req.	251	228
51 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2859 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	271	251
52 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12202 East 65th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	272	251
53 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 3366 Dandy Trail (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	273	251
54 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4370 Mann Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	274	251
55 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 539 through 547 East Market Street REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	275	251
56 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, Chatham-Arch Neighborhood (approximate address) REFERRED TO: Whole Committee	Adopted	05/26/92	Not Req.	276	251

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
57 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5346 North Rural Street REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	291	273
58 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2620 Ruth Drive REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	292	273
59 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 2426 Paris Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	293	273
60 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6870 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/08/92	Not Req.	294	273
61 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2620 Ruth Drive (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	307	293
62 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 14, 4402-4502 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	308	293
63 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 8140 Spring Mill Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	309	293

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
64 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 8219 East 75th Street REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	310	293
65 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7522, 7530 and 7534 East 30th Street REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	311	293
66 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 4309 South Harding Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	312	294
67 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2232 National Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	313	294
68 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4837 South Ferguson Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/22/92	Not Req.	314	294
69 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 520 West 46th Street REFERRED TO: Whole Committee	Defeated	07/20/92	Not Req.	348	309
70 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 120 North 18th Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	349	309

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
71 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8101 Crawfordsville Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	350	310
72 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6960 East Stop 11 Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	351	310
73 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 4, 7401 Graham Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	352	310
74 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 7525 McFarland Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	353	310
75 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10451 East 63rd Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	354	310
76 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5650 West 85th Street REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	355	310
77 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 643 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	356	310

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
78 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 7835 Allisonville Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/20/92	Not Req.	357	310
79 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5333 West 56th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	420	389
80 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 7409 Trotter Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	422	390
81 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9905 East 63rd Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	423	390
82 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 5815 Gray Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	424	390
83 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 6450 Gray Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	425	390
84 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1030 East 75th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	426	390

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
85 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7150 Acton Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	427	390
86 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11209 and 11223 East Washington Street REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	428	390
87 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10320 East 59th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	429	390
88 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10210 East 59th Street (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	430	390
89 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1019 East Hanna Avenue (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	431	390
90 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8820 South Emerson Avenue (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	432	391
91 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8401 North Michigan Road (Approximate Address) REFERRED TO: Whole Committee	Adopted	08/24/92	Not Req.	433	391

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
92 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4903 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	452	433
93 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10201 East 63rd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	453	433
94 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4935 North High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	454	433
95 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1555 North Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	455	433
96 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1431 South Hunter Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	456	433
97 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 7902 Mooresville Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	457	433
98 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 3407 West 71st Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/08/92	Not Req.	458	433

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
99 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11002-50 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	489	451
100 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 5325 East 30th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	490	451
101 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11611 East 75th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	491	451
102 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8415 Trotter Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	492	451
103 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7251 West Morris Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	493	451
104 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 603 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	494	451
105 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 753 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	495	451

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
106 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6508-6510 South Five Points Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	496	451
107 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2641 North Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	497	452
108 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 695 North Lynhurst Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/21/92	Not Req.	498	458
109 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 8415 Trotter Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	533	641
110 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7301 New Augusta Road (approximate address) REFERRED TO: Whole Committee	Defeated	10/12/92	Not Req.	534	642
111 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8101 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	535	642
112 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 18, 1736 West 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	536	642

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
113 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 3608 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/12/92	Not Req.	537	642
114 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 621-627 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	577	690
115 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3301 and 3302 South Villa Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	578	690
116 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2940 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	579	690
117 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 211 South Ritter Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/26/92	Not Req.	580	690
118 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12219 East 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	600	757
119 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6202 East Edgewood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	601	757

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
120 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 9020 Crawfordsville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	602	757
121 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 3716 North Sherman Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/09/92	Not Req.	603	758
122 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 3391 and 3302 South Villa Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	637	796
123 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8502 Shelbyville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	638	796
124 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 3092 Brookside Parkway, North Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	639	796
125 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1401, 1501, 1601 East 10th Street and 1501 East Michigan (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	640	797
126 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1229 East Ohio Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	641	797

1992 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
127 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8505 South Shelby Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	642	797
128 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4541 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	643	797
129 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 125 North Oriental Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/23/92	Not Req.	644	797
130 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10610 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/14/92	Not Req.	660	829
131 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 902 North Alabama Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/14/92	Not Req.	661	829
132 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8001-8301 Five Points Road (approximate address) REFERRED TO: Whole Committee	Adopted	12/14/92	Not Req.	662	829
133 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 2702 North German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	12/14/92	Not Req.	663	829

1992 POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Dowden				
DIGEST: the annual budget for the Police Special Service District for 1993				
REFERRED TO: Public Safety and Criminal Justice Committee				
Adopted	09/21/92	10/01/92	384	454

1992 FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Dowden				
DIGEST: the annual budget for the Fire Special Service District for 1993				
REFERRED TO: Public Safety and Criminal Justice Committee				
Adopted	09/21/92	10/01/92	385	459

2 SPONSORED BY: Dowden				
DIGEST: transferring and appropriating \$500,000 for the Department of				
Public Safety, Fire Division, to pay salaries for nine ambulance				
dispatchers and medical bills for in-line-of-duty injuries				
REFERRED TO: Public Safety and Criminal Justice Committee				
Adopted	11/09/92	11/16/92	544	784

1992 SOLID WASTE SPECIAL SERVICE DISTRICT INDEX

FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Coughenour					
DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1993					
REFERRED TO: Public Works Committee					
	Adopted	09/21/92	10/01/92	386	464

2 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$150,000 for the Department of Public Works to cover costs associated with the summer storms and the fall leaf program					
REFERRED TO: Public Works Committee					
	Adopted	12/14/92	12/17/92	617	872





